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NAVAL CRIMINAL INVESTIGATIVE SERVICES
RECORDS MANAGEMENT DIVISION
LAW ENFORCEMENT RECORDS

<small>Package ID #: 0027790-000910</small>		
Name: (b)(6), (b)(7)(C) / PO2 USN		
AKA:		
Social Security Number: (b)(6), (b)(7)(C)		Context: Subject
Date of Birth: (b)(6), (b)(7)(C)	State of Birth:	Country of Birth: US - United States of America
Case Number: 10SEP12SWND05898FNA		Dossier:
DCII INDEX CODE: K = 50 Years	RECORD SERIES #: 5580/4a(1)(b)	Date Closed: 03/03/2014
RECORD SERIES (FILE PLAN) ty Svcs - Law Enforcement - NCIS Criminal Investigative - Controlled Death, Sex Investigations, & Case Files (Created on or after 1 January 1988) Criminal Investigative Reports		
Comments:		
<input type="checkbox"/> No Polygraph Examination Conducted		<input type="checkbox"/> No Sexual Offender Registry Completed
<input type="checkbox"/> No Finger Prints Submitted to Code 23C2		<input type="checkbox"/> No Final Disposition Report to FBI
CIS - _____ / _____ <input type="checkbox"/> Closed Status <input type="checkbox"/> Dup Title <input type="checkbox"/> Dup CCN		
<small>Disclosure/Accountability Statement: If this investigation is disseminated outside NCIS, complete NCIS Form 009/10-80, and ensure it is retained in the case file.</small>		
 <small>RUR0013542</small>		14 / 8840
I _____ Typed Name of SSA 08 Jun 14 DATE		certify that this document has been reviewed and is complete. _____ SIGNATURE

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

03MAR14

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/C

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM)/12OCT12 (CONTAINS EXHIBITS 1-2)
- (B) NCISRA GREAT LAKES IL ROI (INTERIM)/06NOV12
- (C) NCISRU MERIDIAN ROI (INTERIM)/09JAN13 (CONTAINS EXHIBIT 3)
- (D) NCISRU MERIDIAN ROI (INTERIM)/04MAR13 (CONTAINS EXHIBITS 4-9)
- (E) NCISRU MERIDIAN ROI (INTERIM)/07MAY13
- (F) NCISRU MERIDIAN ROI (INTERIM)/08JUL13
- (G) NCISRU MERIDIAN ROI (INTERIM)/06SEP13
- (H) NCISRU MERIDIAN ROI (INTERIM)/11OCT13
- (I) NCISRU MERIDIAN ROI (INTERIM)/02DEC13
- (J) NCISRU MERIDIAN ROI (INTERIM)/15JAN14

EXHIBIT(S)

- (10) RESULTS OF TRIAL FOR (b)(6), (b)(7)(C) /28FEB14

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS JOHN C. STENNIS (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, later identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS JOHN C. STENNIS (CVN-74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop. Investigation also revealed ABE2 (b)(6), (b)(7)(C) reported to USS JOHN C. STENNIS (CVN 74) Security she had been sexually assaulted by (b)(6), (b)(7)(C) as well. (b)(6), (b)(7)(C) investigation was initially handled by Command as a sexual harassment complaint and closed, however Region Legal Service Office (RLSO) has charged (b)(6), (b)(7)(C) with sexually assaulting (b)(6), (b)(7)(C). On 04Mar13, (b)(6), (b)(7)(C) was interrogated and denied culpability in the sexual assaults on (b)(6), (b)(7)(C). On

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:10SEP12-SWND-0589-8FNA/C

03MAR14

28Feb14, (b)(6), (b)(7)(C) was found guilty at a General Court Martial for numerous violations of Article 92 (violation of a lawful general regulation); Article 120 (sexual assault); and Article 125 (consensual sodomy). (b)(6), (b)(7)(C) was sentenced to seven (7) years confinement, reduction to E-1, forfeiture of all pay and allowances, and a dishonorable discharge. This investigation is closed.

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violations of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice.

2. References (A) through (J) detail past investigative activity. On 03Mar14, LT (b)(6), (b)(7)(C) USN, RLSO Pensacola, forwarded the results of the General Court Martial for (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) was found guilty of numerous violations of Article 92 (violation of a lawful general regulation); Article 120 (sexual assault); and Article 125 (consensual sodomy). (b)(6), (b)(7)(C) was sentenced to seven (7) years confinement, reduction to E-1, forfeiture of all pay and allowances, and a dishonorable discharge. Exhibit (10) pertains.

3. On 03Mar14, CAPT (b)(6), (b)(7)(C) USN, Commanding Officer, NAS Meridian, MS, was apprised of status.

4. This investigation is closed.

DISTRIBUTION

NCISHQ:023B/014C

INFO : CNFO/CNMT/Command (CAPT (b)(6), (b)(7)(C)) (H)/002P

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PAGE 2 LAST (b)(6), (b)(7)(C) V2 LNN

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Pages 4 through 10 redacted for the following reasons:

Exhibit (10) is referred to: Office of the Judge Advocate General, Criminal Law Division, 1254 Charles Morris St SE, Washington Navy Yard, DC 20374

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

15JAN14

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM)/12OCT12, (CONTAINS EXHIBITS 1-2)
- (B) NCISRA GREAT LAKES ROI (INTERIM)/06NOV12
- (C) NCISRU MERIDIAN ROI (INTERIM)/09JAN13 (CONTAINS EXHIBIT 3)
- (D) NCISRU MERIDIAN ROI (INTERIM)/04MAR13 (CONTAINS EXHIBITS 4-9)
- (E) NCISRU MERIDIAN ROI (INTERIM)/07MAY13
- (F) NCISRU MERIDIAN ROI (INTERIM)/08JUL13
- (G) NCISRU MERIDIAN ROI (INTERIM)/06SEP13
- (H) NCISRU MERIDIAN ROI (INTERIM)/11OCT13
- (I) NCISRU MERIDIAN ROI (INTERIM)/02DEC13

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS JOHN C. STENNIS (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, later identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS JOHN C. STENNIS (CVN-74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases, (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop. Investigation also revealed ABE2 (b)(6), (b)(7)(C) reported to USS JOHN C. STENNIS (CVN 74) Security she had been sexually assaulted by (b)(6), (b)(7)(C) as well. (b)(6), (b)(7)(C) investigation was initially handled by Command as a sexual harassment complaint and closed, however Region Legal Service Office (RLSO) has charged (b)(6), (b)(7)(C) with sexually assaulting (b)(6), (b)(7)(C). On 04Mar13, (b)(6), (b)(7)(C) was interrogated and denied

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:10SEP12-SWND-0589-8FNA/T

15JAN14

culpability in the sexual assaults on (b)(6), (b)(7)(C)
Investigation pending court martial, continued to 24FEB14.

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violations of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice.

2. References (A) through (I) detail past investigative activity. On 13JAN14, LT (b)(6), (b)(7)(C) USN, RLSD Pensacola, advised the General Court Martial for (b)(6), (b)(7)(C) has been continued to 24FEB14. Additionally, (b)(6), (b)(7)(C) advised upon review of Command's closed investigation of allegations of (b)(6), (b)(7)(C) sexually harassing (b)(6), (b)(7)(C), RLSD has charged (b)(6), (b)(7)(C) for sexually assaulting (b)(6), (b)(7)(C).

3. On 14JAN14, CAPT (b)(6), (b)(7)(C) USN, Commanding Officer, NAS Meridian, MS, was apprised of status. Investigation is pending results of trial.

DISTRIBUTION

NCISHQ:023B

INFO :Command (CAPT (b)(6), (b)(7)(C)) (H)/CNFO/CNMT

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

14JAN14

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMT/RESIDENT AGENCY MEMPHIS
SPECIAL AGENT

(b)(6), (b)(7)(C)

SUPERVISORY

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM) /12OCT12 (CONTAINS EXHIBITS 1-2)
- (B) NCISRA GREAT LAKES IL ROI (INTERIM) /06NOV12
- (C) NCISRU MERIDIAN ROI (INTERIM) /09JAN13 (CONTAINS EXHIBIT 3)
- (D) NCISRU MERIDIAN ROI (INTERIM) /04MAR13 (CONTAINS EXHIBITS 4-9)
- (E) NCISRU MERIDIAN ROI (INTERIM) /07MAY13
- (F) NCISRU MERIDIAN ROI (INTERIM) /08JUL13
- (G) NCISRU MERIDIAN ROI (INTERIM) /06SEP13
- (H) NCISRU MERIDIAN ROI (INTERIM) /11OCT13
- (I) NCISRU MERIDIAN ROI (INTERIM) /02DEC13

NARRATIVE

1. Subsequent to the submission of References (A) through (I) it was determined that (b)(6), (b)(7)(C) is an additional victim in the investigation.

ACTION

0023: Update NI Title Block adding (b)(6), (b)(7)(C) as an additional victim as reflected above.

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ACTION:0023
INFO :CNFO/CNMT

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

02DEC13

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM)/12OCT12 (CONTAINS EXHIBITS 1-2)
- (B) NCISRA GREAT LAKES IL ROI (INTERIM)/06NOV12
- (C) NCISRU MERIDIAN ROI (INTERIM)/09JAN13 (CONTAINS EXHIBIT 3)
- (D) NCISRU MERIDIAN ROI (INTERIM)/04MAR13 (CONTAINS EXHIBITS 4-9)
- (E) NCISRU MERIDIAN ROI (INTERIM)/07MAY13
- (F) NCISRU MERIDIAN ROI (INTERIM)/08JUL13
- (G) NCISRU MERIDIAN ROI (INTERIM)/06SEP13
- (H) NCISRU MERIDIAN ROI (INTERIM)/11OCT13

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS JOHN C. STENNIS (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, later identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS JOHN C. STENNIS (CVN-74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop. Investigation also revealed ABE2 (b)(6), (b)(7)(C) reported to USS JOHN C. STENNIS (CVN 74) Security she had been sexually assaulted by (b)(6), (b)(7)(C) as well. On 04Mar13, (b)(6), (b)(7)(C) was interrogated and denied culpability in the sexual assaults on (b)(6), (b)(7)(C). Investigation pending court martial, tentatively set for 27JAN14.

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violations of Article 120(b) (Sexual Assault) of the Uniform Code of

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:10SEP12-SWND-0589-8FNA/T

02DEC13

Military Justice.

2. References (A) through (H) detail past investigative activity. The General Court Martial for (b)(6), (b)(7)(C) is tentatively set for 27JAN14. On 02DEC13, CAPT (b)(6), (b)(7)(C) Commanding Officer, NAS Meridian, MS, was briefed on the status of this investigation.

3. Investigation is pending results of trial.

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INFO : CNGF/Command (CAPT (b)(6), (b)(7)(C) (H) /CNFO

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

11OCT13

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM)/12OCT12 CONTAINS EXHIBITS 1-2
- (B) NCISRA GREAT LAKES IL ROI (INTERIM)/06NOV12
- (C) NCISRU MERIDIAN ROI (INTERIM)/09JAN13 (CONTAINS EXHIBIT 3)
- (D) NCISRU MERIDIAN ROI (INTERIM)/04MAR13 (CONTAINS EXHIBITS 4-9)
- (E) NCISRU MERIDIAN ROI (INTERIM)/07MAY13
- (F) NCISRU MERIDIAN ROI (INTERIM)/08JUL13
- (G) NCISRU MERIDIAN ROI (INTERIM)/06SEP13

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS JOHN C. STENNIS (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, later identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS JOHN C. STENNIS (CVN-74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop. Investigation also revealed ABE2 (b)(6), (b)(7)(C) reported to USS JOHN C. STENNIS (CVN 74) Security she had been sexually assaulted by (b)(6), (b)(7)(C) as well. On 04Mar13, (b)(6), (b)(7)(C) was interrogated and denied culpability in the sexual assaults on (b)(6), (b)(7)(C). Investigation pending court martial tentatively set for 27JAN14.

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violations of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:10SEP12-SWND-0589-8FNA/T

11OCT13

2. On 11OCT13, LT (b)(6), (b)(7)(C) RLSO, advised the General Court Martial for (b)(6), (b)(7)(C) is tentatively set for 27JAN14.
3. On 11OCT13, Reporting Agent (RA) briefed CAPT (b)(6), (b)(7)(C) Commanding Officer, NAS Meridian, MS, on the status of this investigation. Investigation is pending results of trial.
4. RA assumes case control.

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INFO :CNFO/CNGF/Command (CAPT (b)(6), (b)(7)(C) (H)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

06SEP13

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM)/12OCT12 CONTAINS EXHIBITS 1-2
- (B) NCISRA GREAT LAKES IL ROI (INTERIM)/06NOV12
- (C) NCISRU MERIDIAN ROI (INTERIM)/09JAN13 (CONTAINS EXHIBIT 3)
- (D) NCISRU MERIDIAN ROI (INTERIM)/04MAR13 (CONTAINS EXHIBITS 4-9)
- (E) NCISRU MERIDIAN ROI (INTERIM)/07MAY13
- (F) NCISRU MERIDIAN ROI (INTERIM)/08JUL13

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS JOHN C. STENNIS (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C), CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, later identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS JOHN C. STENNIS (CVN-74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop. Investigation also revealed ABE2 (b)(6), (b)(7)(C) reported to USS JOHN C. STENNIS (CVN 74) Security that she had been sexually assaulted by (b)(6), (b)(7)(C) as well. On 04Mar13, (b)(6), (b)(7)(C) was interrogated and denied culpability in the sexual assaults on (b)(6), (b)(7)(C). An Article 32 hearing was held 26-28Jun13 at which time a general court martial was recommended. Investigation pending court martial.

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violations of Article 120(b) (Sexual Assault) of the Uniform Code of

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:10SEP12-SWND-0589-8FNA/T

06SEP13

Military Justice.

2. Investigation is currently pending adjudicative action.

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INFO :CNGF/CNFO

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

08JUL13

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM)/12OCT12 CONTAINS EXHIBITS 1-2
- (C) NCISRU MERIDIAN ROI (INTERIM)/09JAN13 (CONTAINS EXHIBIT 3)
- (D) NCISRU MERIDIAN ROI (INTERIM)/04MAR13 (CONTAINS EXHIBITS 4-9)

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS JOHN C. STENNIS (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, later identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS JOHN C. STENNIS (CVN 74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop. Investigation also revealed ABE2 (b)(6), (b)(7)(C) reported to USS JOHN C. STENNIS (CVN 74) Security that she had been sexually assaulted by (b)(6), (b)(7)(C) as well. On 04Mar13, (b)(6), (b)(7)(C) was interrogated and denied culpability in the sexual assaults on (b)(6), (b)(7)(C). An Article 32 hearing was held 26-28Jun13. Investigation pending court martial.

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violations of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice.
2. From 26-28Jun13, an Article 32 hearing was held on this case.
3. On 08Jul13, RA contacted LT (b)(6), (b)(7)(C) RLSO SE, Pensacola, FL.

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CONTROL:10SEP12-SWND-0589-8FNA/T

08JUL13

(b)(6), (b)(7)(C) advised that although the Investigating Officer (IO) has not issued a final report on the Article 32, (b)(6), (b)(7)(C) anticipates the IO recommending the case be forwarded to General Court Martial.

4. Investigation awaiting IO's report and subsequent court martial if recommended.

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000021

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

06MAY13

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM)/12OCT12 (CONTAINS EXHIBITS 1-2)
- (B) NCISRA GREAT LAKES ROI (INTERIM)/06NOV12
- (C) NCISRU MERIDIAN ROI (INTERIM)/09JAN13 (CONTAINS EXHIBIT 3)
- (D) NCISRU MERIDIAN ROI (INTERIM)/04MAR13 (CONTAINS EXHIBITS 4-9)

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS JOHN C. STENNIS (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, later identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS JOHN C. STENNIS (CVN 74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop. Investigation also revealed ABE2 (b)(6), (b)(7)(C) reported to USS JOHN C. STENNIS (CVN 74) Security that she had been sexually assaulted by (b)(6), (b)(7)(C) as well. On 04Mar13, (b)(6), (b)(7)(C) was interrogated and denied culpability in the sexual assaults on (b)(6), (b)(7)(C). Investigation is pending an Article 32 hearing.

NARRATIVE

1. This reactive investigation was initiated pursuant to a suspected violations of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice.
2. An Article 32 hearing for this investigation is currently scheduled for

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:10SEP12-SWND-0589-8FNA/T

06MAY13

22May13.

3. Investigation is pending the outcome of the Article 32 hearing.

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000023

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

06MAY13

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

NARRATIVE

1. (b)(6), (b)(7)(C) fingerprints and mug shot photographs are being forwarded to NCISHQ for inclusion into the FBI database.

ACTION

23C2: Submission of criminal fingerprint cards (2) and mug shot photographs (4) are for inclusion into the FBI database.
Certified tracking number 7012 1640 0002 3920 2643.

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ACTION:23C2

INFO :CNGF/CNFO

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

04MAR13

RAPE (II)

CONTROL: 10SEP12=SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM)/12OCT12. (CONTAINS EXHIBITS 1-2)
- (B) NCISRA GREAT LAKES ROI (INTERIM)/06NOV12
- (C) NCISRU MERIDIAN ROI (INTERIM)/09JAN13 (CONTAINS EXHIBIT 3)

EXHIBIT(S)

- (4) IA: RESULTS OF PRETEXT TELEPHONE CALLS/14JAN13
- (5) STATEMENT BY ABE2 (b)(6), (b)(7)(C) 09FEB13
- (6) STATEMENT BY ABE3 (b)(6), (b)(7)(C) 10FEB13
- (7) STATEMENT BY YN3 (b)(6), (b)(7)(C) 10FEB13
- (8) IA: RESULTS OF INTERROGATION OF (b)(6), (b)(7)(C) 04MAR13
- (9) IA: COLLECTION OF ARRESTEE DNA FOR CODIS/04MAR13

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS JOHN C. STENNIS (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, later identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS JOHN C. STENNIS (CVN 74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop. Investigation also revealed ABE2 (b)(6), (b)(7)(C) reported to USS JOHN C. STENNIS (CVN 74) Security that she had been sexually assaulted by (b)(6), (b)(7)(C) as well. On 04Mar13, (b)(6), (b)(7)(C) was interrogated and denied culpability in the sexual assaults on (b)(6), (b)(7)(C).

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:10SEP12-SWND-0589-8FNA/T

04MAR13

NARRATIVE

1. This reactive investigation was initiated pursuant to a suspected violations of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice.
2. On 09Jan13 and 12Jan13, (b)(6), (b)(7)(C) participated in pretext telephone calls to (b)(6), (b)(7)(C) in an attempt to garnish additional information from him about the alleged sexual assaults; however, nothing of significant evidentiary value was obtained. Exhibit (4) contains the results of the pretext phone calls.
3. On 09Feb13, ABE2 (b)(6), (b)(7)(C) USS JOHN C. STENNIS (CVN 74) was interviewed. (b)(6), (b)(7)(C) reported she was sexually assaulted by (b)(6), (b)(7)(C) on multiple occasions between Aug11 and Jan12. (b)(6), (b)(7)(C) statement is appended as exhibit (5).
4. On 10Feb13, ABE3 (b)(6), (b)(7)(C) USS JOHN C. STENNIS (CVN 74), reported she dated (b)(6), (b)(7)(C) from Jan10 to Jul10 and at no time did he ever sexually assault her. Exhibit (6) pertains.
5. On 10Feb13, YN3 (b)(6), (b)(7)(C) USS JOHN C. STENNIS (CVN 74), reported she dated (b)(6), (b)(7)(C) from Feb12 to Nov12 and at no time did he ever sexually assault her. Exhibit (7) pertains.
6. On 04Mar13, under advisement of his Article 31b rights, (b)(6), (b)(7)(C) was interrogated and denied culpability in the sexual assaults on (b)(6), (b)(7)(C) and ABE2 (b)(6), (b)(7)(C). Exhibit (8) contains the results of the interrogation. Exhibit (9) is the results of DNA collection.
7. On 04Mar13, reporting agent discussed this investigation with LT (b)(6), (b)(7)(C), Region Legal Service Office (RLSO) Southeast (SE). (b)(6), (b)(7)(C) advised RLSE SE intends on charging (b)(6), (b)(7)(C) with the sexual assaults on (b)(6), (b)(7)(C) therefore, a copy of this report will be forwarded to (b)(6), (b)(7)(C) for prosecutorial consideration.
8. Active investigation is complete. Investigation is being forwarded to Command for administrative/judicial action.

PARTICIPANTS

(b)(6), (b)(7)(C) COMMAND INVESTIGATOR, NAS BASE SECURITY
(b)(6), (b)(7)(C) ECIAL AGENT, USS JOHN C. STENNIS (CVN 74)

DISTRIBUTION

NCISHQ:023B

INFO :CNFO/RLSO SE (LT (b)(6), (b)(7)(C) (M)/CNGF/NAS
MERIDIAN MS (COMMANDING OFFICER) (H)

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PAGE 2 LAST (b)(6), (b)(7)(C) V2 LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

14JAN13

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

RESULTS OF PRETEXT TELEPHONE CALLS

1. On 09Jan13 and 12Jan13, Investigator (b)(6), (b)(7)(C) NCISFO San Diego, assisted in conducting pretext telephone calls between (b)(6), (b)(7)(C). Nothing of significant evidentiary value was obtained. Both calls were placed from the NCIS office on board the Naval Base in San Diego. A copy of the audio of both phone calls is appended as enclosure (A).

ENCLOSURE(S)

(A) CD Containing Audio of Pretext Phone call/Undated

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT UNIT MERIDIAN

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000027

EXHIBITS (4)

STATEMENT

Place : NCIS office on USS JOHN C. STENNIS (CVN 74)

Date : February 9, 2013

(b)(6), (b)(7)(C) ABE2 (b)(6), (b)(7)(C) USN, USS JOHN C. STENNIS (CVN 74), make the following free and voluntary statement to (b)(6), (b)(7)(C) whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of being sexually assaulted by ABE2 (b)(6), (b)(7)(C) from Aug11-Jan12 (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) For identification purposes, I am a (b)(6), (b)(7)(C) female born on (b)(6), (b)(7)(C) I have (b)(6), (b)(7)(C) hair and (b)(6), (b)(7)(C) eyes. I am (b)(6), (b)(7)(C) tall and weigh approximately (b)(6), (b)(7)(C) pounds. My social security number is (b)(6), (b)(7)(C). I am currently assigned to the V-5 Division of the Air Department on the USS JOHN C. STENNIS. I currently reside at (b)(6), (b)(7)(C) Bremerton, WA 98312 and my cell phone number is (b)(6), (b)(7)(C)

On 22Jan12, I provided a statement to the Security Department on the USS JOHN C. STENNIS outlining being sexually assaulted by ABE2 (b)(6), (b)(7)(C) between Aug11 and Jan12. The first incident I can recall happened around 01Aug11 when I went out to the catwalk in the bow catapult number 2 water brakes. I was out there with ABE3 (b)(6), (b)(7)(C) and I was watching flight ops for the first time. open the hatch by the water brakes room and motioned for me to come inside. When I walked in the water brakes room, (b)(6), (b)(7)(C) offered me some fruit snacks and as I went to grab some he pulled me into him and hugged me. I had my arms in front of my chest and he just wrapped his arms around me. I pushed him away and left the water brakes room to go back to the catwalk to watch flight ops. I think I told ABE3 (b)(6), (b)(7)(C) that (b)(6), (b)(7)(C) just gave me fruit snacks and hugged me. I don't think ABE3 (b)(6), (b)(7)(C) said anything when I told him. I didn't really know (b)(6), (b)(7)(C) at the time and thought it was strange but I brushed it off. I had seen (b)(6), (b)(7)(C) on the ship but never talked to him before this incident. (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) was the most knowledgeable person in the work center and I was trying to learn my job so and I would talk but only about work stuff for the next couple of months. During this time, we were never alone together. I remember that I would ask work related questions and (b)(6), (b)(7)(C) would tell me "you talk too much". He would also put me down when I asked questions because I did not understand stuff. He didn't seem to understand why I cared about my job so much. I remember when he sat my boards he would ask me ridiculous questions like what size a screw was. I think it was a dominance thing for him and I think he was trying to put me down.

Around the end of Sep11 until mid-Jan11, I had watch at the rotary engine in the Catapult 3 rotary room. I would work at the rotary engine and (b)(6), (b)(7)(C) would be the panel operator in the Catapult 3 rotary room. We were alone in the room because he would also have me do the console recordings. While we stood this watch, we kind of became friends and I would talk about my marriage and vent about my husband because we were having problems at the time. I remember that (b)(6), (b)(7)(C) starting flirting with me shortly after I told him I was having problems with my husband. I never flirted back with him and was not interested in him in a sexual way. I told him personal stuff because I was trying to bond with him. I remember talking to him about his ex-girlfriend, ABE3 (b)(6), (b)(7)(C)

Continuation of voluntary sworn statement of
ABE2 (b)(6), (b)(7)(C) USN, USS JOHN C. STENNIS (CVN 74)
on February 9, 2013

(b)(6), (b)(7)(C)

While we were working in the Catapult 3 rotary room, he started grabbing me really hard by my vagina, over my clothes, and would then lift me up off the ground a couple of inches. I think he had me off the ground for 5-6 seconds each time. It hurt and was extremely uncomfortable. I don't know what he did with his other hand but it was not touching me. I would tell him to stop and grab his arm and try to push it down but he was so strong it had no effect. I remember that (b)(6), (b)(7)(C) would laugh. I think this happened 4 or 5 times and I did not tell anyone because I was afraid that (b)(6), (b)(7)(C) would make things in the work center worse for me (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

The night around beginning of Nov 11, I was on the sound powered phones and (b)(6), (b)(7)(C) called me. He asked me to come out to the Bubble, which is where they fire the catapult from. It is a little room that an officer and an enlisted person sit in during flight ops. I think at this time we were post-oping so flight ops was over and it was dark outside and no one was in the Bubble. I told him "no" and he tried to persuade me by saying something like "come on just come up here". I did not go up to the Bubble and I know (b)(6), (b)(7)(C) was mad because he ignored me at work after that. He gave me the silent treatment. I would ask him work questions and he would not answer me. I kept trying to talk to him because I did not want to be on his bad side because he had the power to make my life hell at work, if he wanted to (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

About a week or two later we started being on good terms again. One day, (b)(6), (b)(7)(C) pushed me behind the load center in the Catapult 3 rotary room and tried to kiss me. No one could see you if you were behind the load center so I think that is why he pushed me there. He continued to try and kiss me and every time he did I would try and push him away and turn my head. (b)(6), (b)(7)(C) would end up kissing my neck or my cheek and he would keep kissing me until I went limp and fall to the floor. While (b)(6), (b)(7)(C) was kissing me, he had his arms around me and I think his hands were around my waist. When I tried to get away he would get a better grip on me and squeeze my waist/lower back to keep me in close. I think this happened three times over a period of a month. (b)(6), (b)(7)(C) would always laugh after I went limp and fell to the floor and tell me "what are you doing? Get up off the floor." (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

About a month after the first Bubble incident, around Dec 11, (b)(6), (b)(7)(C) again called me out to the bubble. I think this happened after the first time he tried to kiss me in the Catapult 3 rotary room. I did not want him to be mad at me and wanted us to stay on good terms so I went out there. Again it was dark outside and no one was in the Bubble. (b)(6), (b)(7)(C) and I were standing on the weather deck outside the bubble and he started hugging me and then kissed me on the lips. He put his tongue in my mouth and I tried to push him off of me. I did not kiss him back and I was struggling against him. My hands were on his shoulders trying to push him off of me. (b)(6), (b)(7)(C) then put his hand inside my waistband and I knew he was going to put his hand down my pants so I went limp and dropped to the deck. I said "stop. Get off me" several times but he did not stop until I dropped to the deck. (b)(6), (b)(7)(C) was so strong the only way I could get away was to go limp because he could not hold me. (b)(6), (b)(7)(C) backed away and I was able to get up and go back inside. I don't remember if he was mad and kind of thought it was a game to him now so he kept trying to get me to give into him (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

There were also several times that (b)(6), (b)(7)(C) would put his hand in my back pocket to grab my dip. (b)(6), (b)(7)(C) did that a lot. I would always tell him to get off and stop touching me and he would just laugh (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

The harassment and sexual assaults from (b)(6), (b)(7)(C) did not stop until I left the work center to go cranking in the Ward Room. I think this was in mid-Jan 12. I was calling my husband and talking about what (b)(6), (b)(7)(C)

Continuation of voluntary sworn statement of
ABE2 (b)(6), (b)(7)(C) USN, USS JOHN C. STENNIS (CVN 74)
on February 9, 2013

(b)(6), (b)(7)(C) was doing and he was getting angry that I had not reported it. I talked to the old Fit Boss (b)(6), (b)(7)(C) who is a civilian who transferred prior to this deployment in Aug 12. (b)(6), (b)(7)(C) took me down to the EO's office and EO called SAVI and they assigned an advocate for me. I eventually told Security on the USS JOHN C. STENNIS and an MPO was issued. I was cranking until around the end of Apr 12 and then reported to V-5 division. (b)(6), (b)(7)(C) stayed away from me after I reported this to Security. (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) was not interested in (b)(6), (b)(7)(C) at all and was not sexually attracted to him. Every time he touched me I would say "no" or "stop". All of his advances were unwanted. (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) This statement, consisting of this page and 2 other page(s) was typed for me by (b)(6), (b)(7)(C) as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the (b)(6), (b)(7)(C) belief (b)(6), (b)(7)(C)

Signature

Sworn to and subscribed before me this 9 day of Feb in the year 2013 at

2047

Witnessed: _____

(b)(6), (b)(7)(C)

Service

AUTH: DERIVED FROM ARTICLE 136,
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

STATEMENT

Place : NCIS office on USS JOHN C. STENNIS (CVN 74)

Date : February 10, 2013

I, ABE3

USN, USS JOHN C. STENNIS (CVN 74), make the following free

and voluntary statement to whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of my relationship with ABE2

For identification purposes, I am a female born on I have hair and eyes. I am and weigh approximately pounds. My social security number is I am currently assigned to the V-2 Division of the Air Department on the USS JOHN C. STENNIS. I currently reside at Barracks 1131 in room on Naval Base Kitsap - Bremerton and my cell phone number is

I reported to the USS JOHN C. STENNIS (CVN 74) on 28Aug09. ABE2 and I worked in the waist cats together. We launched aircraft on catapult 3 and 4 and do maintenance on the catapults. and I started dating in Jan10 and I broke up with him in Jul10. I broke up with him because we were too similar and I just didn't like him anymore. was just too quiet for me. While and I were dating we had a sexual relationship but I did not really like sex. never pressured me or forced me to do anything. I was never pregnant by and when we did have sex he sometimes wore a condom and sometimes he didn't but I was on birth control pills. I was not intimidated by him and I do not think he would ever push himself on anyone.

(b)(6), (b)(7)(C)

After we broke up, I don't know who he dated. I never told anyone to stay away from him and never tried to intimate any girls not to date him. I did not really speak to him after we broke up. If I saw him in the p-way I would say hi but that was about it. I have not spoken to since he left the ship in Aug12. We are not Facebook friends and I have no way to contact him.

This statement, consisting of this page and 0 other page(s) was typed for me by as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: _____

Sworn to and subscribed before me this 10 day of FEBRUARY in the year 2013 at

19:40

Witnessed: _____

Representative, Naval Criminal Investigative Service
AUTH: DERIVED FROM ARTICLE 136,
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

STATEMENT

Place : NCIS office on USS JOHN C. STENNIS (CVN 74)

Date : February 10, 2013

I, YN3

USN, USS JOHN C. STENNIS (CVN 74), make the following free and voluntary statement to _____ whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of my relationship with ABE2.

For identification purposes, I am a _____ female born on _____ I have _____ hair and _____ eyes. I am _____ and weigh approximately _____ pounds. My social security number is _____. I am currently assigned as the Yeoman to the Combat Systems Department on the USS JOHN C. STENNIS. I currently reside in Barracks 1044 in room _____ Naval Base Kitsap - Bremerton and do not have a cell phone.

I reported to the ship on 10 May 10 and did not meet ABE2 until Jun 11. ^{11 SEP} We met during duty one day and we became friends. We saw each other every day and we were pretty dating but didn't make it official until Feb 12. We dated until Nov 12. _____ transferred from the ship in Aug 12 right before we went on deployment. _____ was supposed to transfer to recruiting duty in IL but his orders were changed because he was issued a Page 13 because ABE2 _____ made up some allegations that he touched her in the vaginal area over her trousers. _____ talked to me about this when it happened and he said _____ was upset because she had to go cranking on the mess decks and since _____ was her supervisor she wanted to get him in trouble. _____ said he never touched her and she came on to him several times while he was training her on the panel. _____ was making false allegations against a lot of people but I know _____ did not get in trouble for it other than getting a page 13 issued.

(b)(6), (b)(7)(C)

I know that _____ ~~and was~~ ^{was} friends with a female sailor named _____ who is no longer on the USS JOHN C. STENNIS. _____ were very good friends but they never dated that I know of but they did have casual sex with each other. _____ would talk all the time and she would talk about him to me all the time. One day she would say good things about him and the next she would say terrible things about him. She was very wish-washy when it came to him: _____ would call _____ when the ship was in port and while _____ and I were dating I asked him to stop talking to her because I thought she was crazy because she talked about him all the time. _____ would call him about other guys or to go out while the ship was in port and I know before she left the ship she was talking to him about sleeping with a bunch of guys and _____ was trying to get her to stop. I know she was drinking a lot and eventually went to rehab for her drinking. _____ would always say that _____ was a good friend and they had been friends for a long time. I used to talk to _____ about _____ and tried to get information from her about him. _____ would sometimes tell me to stop talking to _____ but I assumed that was because she wanted to date him and I got in the way because I met him right when something could have happened between them.

and I had a sexual relationship while we were dating. It was a normal sexual relationship and he never forced me to do anything I did not want to do. I never became pregnant by _____

I know right before I met he was dating ABE3 talked to me and told me
to stay away from but I thought it was because she wanted to get back together with him. After
found out and I were dating she said she wanted to talk. When we talked she said I
should not talk to him anymore and tried to get me to stop dating

times
still talk to a few a week, whenever I can. He is having a hard time in Meridian, MS because he
wants his qualifications and they are telling him he is the new guy and he needs to wait. He is very
ambitious and loves his job. really cares about his shipmates and actually extended on the USS
JOHN C. STENNIS, so he could properly train his shipmates. said he was in SAPR training and
was pulled out but he didn't tell me why. He just said it came down from the XO and CMC that he
could not be in the training. I think he may know why he was pulled out of the training by now but he
hasn't told me.

(b)(6), (b)(7)(C)

This statement, consisting of this page and 1 other page(s) was typed for me by as we
discussed its contents. I have read and understand the above statement. I have been given the
opportunity to make any changes or corrections I desire to make and have placed my initials over the
changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature _____

Sworn to and subscribed before me this 10 day of Feb in the year 2013 at

14:19

Witnessed: _____

Representative, Naval Criminal Investigative Service
AUTH: DERIVED FROM ARTICLE 136,
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

04MAR13

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

RESULTS OF INTERROGATION OF

(b)(6),
(b)(7)(C)

1. On 04Mar13, under advisement of his Article 31b rights, (b)(6), (b)(7)(C) was interrogated by reporting agent (RA) and Detective (b)(6), (b)(7)(C) Command Investigator, Naval Air Station (NAS) Meridian, MS. The signed Military Suspect's Acknowledgement and Waiver of Rights (MSAWR) is appended as enclosure (A). (b)(6), (b)(7)(C) refused to provide a sworn statement but did provide the following information verbally.

2. (b)(6), (b)(7)(C) reported to the USS JOHN C. STENNIS (CVN-74) on 19Dec06. He did not date anyone until (b)(6), (b)(7)(C) in 2010. They dated approximately 1 year. At first, they were just dating but then they moved in together into an apartment in town. (b)(6), (b)(7)(C) went TAD to California in 2011. When he left for his TAD, he accidentally took (b)(6), (b)(7)(C) iPod instead of his own. He found messages between (b)(6), (b)(7)(C) and someone else on (b)(6), (b)(7)(C) Facebook page which was linked to the iPod. (b)(6), (b)(7)(C) moved out of the apartment the day after (b)(6), (b)(7)(C) returned from his TAD in early March 2011. (b)(6), (b)(7)(C) had a sexual relationship but she never complained of (b)(6), (b)(7)(C) doing anything inappropriate or unwanted.

3. In June 2011, (b)(6), (b)(7)(C) met (b)(6), (b)(7)(C). They had a sexual relationship with each other but did not technically "date". (b)(6), (b)(7)(C) did not consider himself her boyfriend. She was more like his best friend. They engaged in oral, anal, and vaginal sex. (b)(6), (b)(7)(C) performed cunnilingus on (b)(6), (b)(7)(C) a couple of times. She performed fellatio on him more often. They engaged in vaginal intercourse "often". They engaged in anal sodomy 4-5 times. (b)(6), (b)(7)(C) noted (b)(6), (b)(7)(C) always knew when they were going to engage in anal sodomy because they had discussions about it each time. He asked her to do it and she agreed. There was never a time when (b)(6), (b)(7)(C) did not know they were going to engage in anal sodomy prior to it occurring. They did not engage in role playing or bondage. He smacked her buttocks a couple of times. He never hit her in the face, punched, or bit her. He never did anything that left marks on her. He never held her down. She never cried after any of their sexual encounters. He never forced her or did anything to her that she did not want to do. (b)(6), (b)(7)(C) initiated sex most of the time. They even had sex the night before she left the ship for rehab. They remained in contact with each other while she was in rehab. (b)(6), (b)(7)(C) never engaged in any sexual activity on the ship. It was all either at his apartment or in a hotel. There was never a time when they had engaged in a sexual encounter and then (b)(6), (b)(7)(C) wouldn't talk to him or avoided him the next day.

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000034

EXHIBITS (8)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:10SEP12-SWND-0589-8FNA/T

04MAR13

4. In January 2013, (b)(6), (b)(7)(C) called (b)(6), (b)(7)(C) out of the blue and accused him of doing things to her that she didn't want. She said she didn't want him to do to anyone else what he did to her and what her last boyfriend did to her. He understood this to mean that her last boyfriend raped her. He said it was like she "flipped a switch" and was different. They went out together with a group of people to the club before she left the ship, had sex the night before she left, and now she was accusing him. She did not provide details in the phone call of what she was specifically accusing him of and he didn't ask because he didn't want to hear it because he knew he didn't do anything wrong. She also told him in the phone call that she had just broken up with her boyfriend that she had been dating for about 5 months. She said that part of her rehab was to confront people and that was why she called him. (b)(6), (b)(7)(C) does not understand why she was saying these things to him and he does not know why she would accuse him of sexually assaulting her.

5. (b)(6), (b)(7)(C) went to rehab for alcohol. She only drank when she went to a certain group of people's house. They got in trouble for drugs. They were sailors too. One of them accused (b)(6), (b)(7)(C) of stealing a ring.

6. (b)(6), (b)(7)(C) dated another women during the time he was having sex with (b)(6), (b)(7)(C) knew he was dating (b)(6), (b)(7)(C) while he was still engaged in a sexual relationship with her. (b)(6), (b)(7)(C) did not know he was still having sex with (b)(6), (b)(7)(C). He started seeing (b)(6), (b)(7)(C) in February 2012 but he had sex with her before they technically started dating. (b)(6), (b)(7)(C) had a sexual relationship wherein they engaged in oral and vaginal sex. (b)(6), (b)(7)(C) would not engage in anal sex because she was saving that for marriage. On one occasion, they were wrestling around with each other and (b)(6), (b)(7)(C) handcuffed one of (b)(6), (b)(7)(C) wrists. He then cuffed hers. They were unable to get the cuffs off and had to go to Security to have them removed. (b)(6), (b)(7)(C) never made any accusations against (b)(6), (b)(7)(C) that he is aware of. (b)(6), (b)(7)(C) broke up with (b)(6), (b)(7)(C) in November 2012 because he was stressed and confused. He wanted out of the Navy. He still talks to (b)(6), (b)(7)(C) on occasion.

7. (b)(6), (b)(7)(C) made a claim against (b)(6), (b)(7)(C) that was "a flat out lie." (b)(6), (b)(7)(C) was called to Security and they told him she was claiming he touched her inappropriately. He never touched her anywhere for any reason; therefore, he had nothing to say and refused to provide a statement to Security. (b)(6), (b)(7)(C) does not mess around with married women. He never hugged her or kissed her. He flirted with her by buying her coffee. He denied taking dip from her pockets. He remembered being asked that question from Security. (b)(6), (b)(7)(C) claims (b)(6), (b)(7)(C) made up the lie because she was mad that she had to crank in the galley. The first time she was scheduled to crank, he delayed it for her. The second time he made her go and she got mad because she thought if she got enough of her qualifications done, the section would think she was too valuable to let leave and she wouldn't have to go. Since he made her go, and since he caught her having sex with someone on the ship, she made up the lie about him.

8. (b)(6), (b)(7)(C) left the ship in August 2012. He was supposed to become a recruiter but that got pulled and he was sent to Meridian instead. (b)(6), (b)(7)(C) heard in November 2012 that NCIS was looking for him. An agent went to the shop on the ship and someone from the shop informed him. They also

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000035

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL: 10SEP12-SWND-0589-8FNA/T

04MAR13

interviewed witnesses on board the ship and that information was relayed back to him as well.

ENCLOSURE(S)

(A) MSAWR/04MAR13

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT UNIT MERIDIAN

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000036

MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Place: NCIS Resident Unit Meridian MS

Date: March 4, 2013

I, ABE2 (b)(6), (b)(7)(C) have been advised by Special Agent (b)(6), (b)(7)(C) that I am suspected of Article 120 (Rape & Sexual Assault-Generally), Article 125 (Forcible Sodomy) and Article 128 (Battery)

I have also been advised that:

- 1) I have the right to remain silent and make no statement at all;
- 2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- 3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States; a military lawyer appointed to act as my counsel at no cost to me, or both;
- 4) I have the right to have my retained lawyer and/or appointed military lawyer present during this interview; and
- 5) I may terminate this interview at any time, for any reason.

(b)(6), (b)(7)(C)

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature _____

Date & Time: MARCH 4, 2013 1007

Wi

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

04MAR13

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COLLECTION OF ARRESTEE DNA FOR CODIS

1. On 04Mar13, LT (b)(6), (b)(7)(C) Judge Advocate General, Corps (JAGC), Region Legal Office Southeast (RLSO SE), was consulted on this investigation. On 04Mar13, a DNA sample was collected from (b)(6), (b)(7)(C) at 1120. The kit number is 0078553. The kit was mailed on 04Mar13. The Privacy Act statement and gold "Notification Card" were provided to (b)(6), (b)(7)(C) prior to the collection of the DNA sample. A copy of the completed USACIL DNA Database Collection Card is attached as enclosure (A).

ENCLOSURE(S)

(A) Copy of USACIL DNA Collection Card/04Mar13

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT UNIT MERIDIAN

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000038

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EXHIBITS (9)

**U.S. ARMY CRIMINAL INVESTIGATION LABORATORY
DNA DATABASE COLLECTION CARD**

(1) Offender/Arrestee Full Name:

Last:

(b)(6), (b)(7)(C)

First:

Middle:

(2) Offender/Arrestee Branch (circle): Army Navy Air Force Marine Corps CG

(3) Offender/Arrestee Soc. Sec. No.:

(b)(6), (b)(7)(C)

(4) Offender/Arrestee Date of Birth (mm/dd/yyyy):

(b)(6), (b)(7)(C)

(5) Submitting Agency Information:

Agency Name: NCIS

Location/Installation: NAS Meridian MS

POC email:

(b)(6), (b)(7)(C)

@navy.mil

POC Tel:

(b)(6), (b)(7)(C)

POC FAX:

(6) Offender/Arrestee
Right Index Fingerprint

(b)(6), (b)(7)(C)

(7) Person in Block 1 is a (check one): **Convicted Offender** ☐ **Arrestee** ☐

If **arrestee**, have charges been preferred? Yes ☐ No ☐

List collection offenses: (List additional offenses on the back.)

Article

Sub-article

Offense Name

120

Rape & Sexual Assault

125

Forcible Sodomy

128

Battery

(8) Correctional Facility, DCIO or Command Representative:

Printed Name:

(b)(6), (b)(7)(C)

Title:

Special Agent

I attest that I performed the collection of the oral sample from and the fingerprinting of the individual identified on this card, and that the individual's last name (block 1) and SSN (block 3) were written on the back of the oral sample card. I attest that the individual qualifies for collection as a military convicted offender or arrestee. I further attest that I gave him/her the notification card informing him/her that he/she may petition for expungement in the event his/her conviction for the qualifying military offenses is/are overturned. (b)(6), (b)(7)(C) es against him/her did not result in a conviction (arrestee).

Signature:

Date (mm/dd/yyyy):

03/04/2013

For USACIL Personnel Only

Kit #

Affix Bar Code Here

(9) Sample Received By:

Date:

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

10FEB13

RAPE: (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/NWXJ/RESIDENT UNIT USS JOHN C. STENNIS (CVN-74)

(b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRU MERIDIAN ROI (ACTION)/17JAN13

EXHIBIT(S)

- (1) Sworn Statement of ABE2 (b)(6), (b)(7)(C) USN/09Feb13... (Orig CNMJ)
- (2) Sworn Statement of YN3 (b)(6), (b)(7)(C) USN/10Feb13... (Orig CNMJ)
- (3) Sworn Statement of ABE3 (b)(6), (b)(7)(C) USN/10Feb13... (Orig CNMJ)

NARRATIVE

1. Pursuant to lead tasking set forth in Reference (A), on 09Feb13, ABE2 (b)(6), (b)(7)(C) USN, USS JOHN C. STENNIS, was interviewed and stated between Aug11 and Jan12 she was sexually assaulted by (b)(6), (b)(7)(C) on several occasions. She stated between Sep11 until mid-Jan11, while working in the Catapult 3 rotary room, (b)(6), (b)(7)(C) would grab her by her vagina, over her clothing, and lift her off the ground for 5-6 seconds. (b)(6), (b)(7)(C) stated it was painful and she would tell him to stop and tried to push his arm down but he was so strong it had no effect. She stated (b)(6), (b)(7)(C) would laugh after he did this. (b)(6), (b)(7)(C) stated this happened 4 or 5 times. In Nov11, (b)(6), (b)(7)(C) advised (b)(6), (b)(7)(C) tried to kiss her on the mouth in the rotary room but she turned her head. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) continued to kiss her cheek and neck until she went limp and fell to the ground. In Dec11, (b)(6), (b)(7)(C) advised (b)(6), (b)(7)(C) called her to the weather deck and kissed her on the mouth and put his tongue in her mouth. (b)(6), (b)(7)(C) stated she struggled against him and pushed on his shoulders. She stated she said "No. Get off me." several times before she dropped to the deck. (b)(6), (b)(7)(C) stated she thought (b)(6), (b)(7)(C) perceived his behavior as a game and was persistent in his attempt to make her give into him. Exhibit (1) provides further details.

2. On 10Feb13, YN3 (b)(6), (b)(7)(C) USN, USS JOHN C. STENNIS, was interviewed and stated she dated (b)(6), (b)(7)(C) from Feb12 until Aug12. She stated while they were dating, they had a sexual relationship but he never forced

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:10SEP12-SWND-0589-8FNA/T

10FEB13

her to do anything she did not want to do. (b)(6), (b)(7)(C) stated the only person she knows (b)(6), (b)(7)(C) dated was ABE3 (b)(6), (b)(7)(C) USN, USS JOHN C. STENNIS. Exhibit (2) pertains.

3. On 10Feb13, ABE3 (b)(6), (b)(7)(C) was interviewed and stated she and (b)(6), (b)(7)(C) dated from Jan10 until Jul10. She stated (b)(6), (b)(7)(C) never pressured her or forced her to have sexual intercourse when she did not want to. (b)(6), (b)(7)(C) stated she did not speak to him after they broke up and she does not know anyone else that he dated. Exhibit (3) pertains.

4. Lead Tasking complete.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

17JAN13

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRA SAN DIEGO ROI (INTERIM) /12OCT12

NARRATIVE

1. On 04Sep12, (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS John C Stennis (CVN 74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop.

2. During the course of this investigation, ABE3 (b)(6), (b)(7)(C) USS STENNIS (CVN 74) was identified as another possible victim of (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) reported to ship Security that she was sexually assaulted by (b)(6), (b)(7)(C) in 2011. The Security report is contained in reference (A).

3. Two additional people on board the USS JOHN C STENNIS (CVN 74) have been identified as persons with whom (b)(6), (b)(7)(C) may have had a romantic and/or sexual relationship--a person named (b)(6), (b)(7)(C) (NFI) and ABE3 (b)(6), (b)(7)(C) USS STENNIS (CVN 74). It is rumored that one or both of these women had become pregnant by (b)(6), (b)(7)(C) and received abortions.

ACTION

R.NWXJ: Using the information contained in reference (A), 1) Contact ABE3 (b)(6), (b)(7)(C) USS JOHN C STENNIS (CVN 74) and interview her regarding the report she provided to USS STENNIS Security Department wherein she reported being sexually assaulted by (b)(6), (b)(7)(C), incident report #122184700008; and, 2) Interview (b)(6), (b)(7)(C) (NFI), ABE3 (b)(6), (b)(7)(C) and any other women identified through interviews

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:10SEP12-SWND-0589-8FNA/T

17JAN13

as persons with whom (b)(6), (b)(7)(C) has had a romantic and/or sexual relationship. Attempt to determine if any of them claim sexual assault by him. Obtain sworn statements from any who claim sexual assault by (b)(6), (b)(7)(C). Contact SA (b)(6), (b)(7)(C) at (b)(6), (b)(7)(C) with questions.

DISTRIBUTION

NCISHQ:023B

ACTION:NWXJ

INFO :NWBG/CNGF/NWXJ/NWFO/CNFO

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

09JAN13

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNMJ/RESIDENT UNIT MERIDIAN (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM)/12OCT12 CONTAINS EXHIBITS 1-2
- (B) NCISRA GREAT LAKES ROI (INTERIM)/06NOV12

EXHIBIT(S)

- (3) IA: RESULTS OF SERVICE RECORD REVIEW OF (b)(6), (b)(7)(C) /28NOV12

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS John C Stennis (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS John C Stennis between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop.

NARRATIVE

1. This reactive investigation was initiated pursuant to a suspected violation of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice.

2. A review of (b)(6), (b)(7)(C) U.S. Navy service record was conducted. The review showed (b)(6), (b)(7)(C) received an Administrative Counseling & Warning (03Feb12) for Inappropriate touching which could lead to charges to include, but not limited to, indecent assault, wrongful sexual contact, and/or assault consummated by a battery; and 2) (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

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000044

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:10SEP12-SWND-0589-8FNA/T

09JAN13

details.

Exhibit (3) provides additional

(b)(6), (b)(7)(C)

3. On 28Nov12, oral/wire intercept authority was granted by EAD PAC NCIS. Attempts have been made to complete this operational act; however, to date attempts have been unsuccessful. Additional efforts are currently underway.

4. Investigation continues.

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INFO :CNFO/CNGF

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

28NOV12

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

RESULTS OF SERVICE RECORD REVIEW OF (b)(6), (b)(7)(C)

1. On 28Nov12, reporting agent conducted a review of (b)(6), (b)(7)(C) service record. The review revealed the below listed biographical information as well as (b)(6), (b)(7)(C) military experience.

2. Personal information:

Full name: (b)(6), (b)(7)(C)

Rate/Rank: ABE2 USN

DOB: (b)(6), (b)(7)(C)

POB: Not listed

SSN: (b)(6), (b)(7)(C)

Security Clearance: Secret eligible, 14Jun06

Residence: (b)(6), (b)(7)(C) Meridian, MS

Workplace: Air Operations, Naval Air Station, Meridian, MS

Telephone number: (b)(6), (b)(7)(C)

Vehicle: 2006 silver Pontiac Grand Prix, (b)(6), (b)(7)(C)

Home of Record: (b)(6), (b)(7)(C)

Married: No

Divorced: No

Beneficiaries: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Family and friends: Only parents are listed, No SF-86 in record

3. Experience:

Date of Enlistment: 26Jan06

Enlistment Location: Chicago MEPS, Des Plaines, IL

Former Duty Stations: MEPS St Louis, MO (26Jan06); NAVCRUITRACOM Great Lakes IL (03Aug06); NATTC Pensacola (03Oct06); USS JOHN C STENNIS (CVN 74) (18Dec06)

Training Entries: Qualified as a swimmer class 3 (14Aug06); ABE "A1" Common Core (06Nov06-04Dec06); Recruit Training (03Oct06); Enlisted Aviation Warfare Specialist (28Jun09)

Disciplinary Information: 1) Administrative Counseling & Warning (03Feb12) for Inappropriate touching which could lead to charges to include, but not limited to, indecent assault, wrongful sexual contact, and/or assault consummated by a battery; 2) (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Awards/Citations: National Defense Service Medal (03Aug06); Global War on Terrorism Service Medal (03Aug06)

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000046

EXHIBITS (3)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:10SEP12-SWND-0589-8FNA/T

28NOV12

4. (b)(6), (b)(7)(C) has received five (5) fitness reports, the overall average of which is 3.64. The most recent report (09Aug12) has a 4.0 average and contains laudatory comments such as, "Highly recommended for advancement."

ENCLOSURE(S)

(A) Counseling Chit

22Oct09

(b)(6). (b)(7)(C)

(B) Counseling Chit for Sexual Assault/03Feb12

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT UNIT MERIDIAN

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000047

Pages 48 through 49 redacted for the following reasons:

Enclosures (A) - (B) to Exhibit (3) are withheld (b)(6), (b)(7)(C)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

04DEC12

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/SWND/RESIDENT AGENCY SAN DIEGO/(b)(6), (b)(7)(C), INVESTIGATOR

REFERENCE(S)

(A) NCISRU MERIDIAN ROI (ACTION)/28NOV12

NARRATIVE

1. NCISRA San Diego, CA is in receipt of lead tasking set forth in Reference (A). Point of contact on this lead will be Investigator (b)(6), (b)(7)(C). Estimated date of completion is 28Dec12.

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INFO :SWFO/SWND/CNMJ/CNFO/CNGF

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

28NOV12

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/000L/OFFICE OF COUNSEL, (b)(6), (b)(7)(C) REPRESENTATIVE

REFERENCE(S)

- (A) CNMJ/ROI/ACTION/26NOV12
- (B) NCIS 3, Ch 36, Section 36.8 (Reporting Requirements)
- (C) NCIS 3, CHAPTER 36, APPENDIX 1 (DEFINITIONS)

NARRATIVE

1. Consensual oral and wire electronic interception authority requested by reference (a) has been authorized via email by EAD PAC Naval Criminal Investigative Service, from 28 NOV through 26 FEB 2013. NCISHQ memo Ser 00LBP/13U-0065 OF 28 NOV 2012 with the EAD PAC, NCIS authorization has been forwarded via email to CNMJ for permanent retention in the case file.

2. Reference (b) pertains to reporting requirements. Where no interceptions or unproductive results have occurred, negative reports must be submitted explaining why authority was not used or why no results were obtained. Reports are due NLT ten (10) working days after the authority expires.

3. Interception authority is granted only for those targets approved by EAD PAC in reference (a). The willful Oral/wire interception of a conversation between a consenting party (CW or UCA) and an individual not listed in reference (a) is not authorized. Your attention is directed to reference (c) that defines inadvertent interceptions, unauthorized interceptions and additional targets.

DISTRIBUTION

NCISHQ:23C3/023B

INFO :CNFO/CNGF/CNMJ (ATTN: SA (b)(6), (b)(7)(C))

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

06NOV12

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/NAS MERIDIAN MS/63043

MADE AT/CNGL/RESIDENT AGENCY GREAT LAKES (b)(6), (b)(7)(C) INVESTIGATOR

REFERENCE(S)

(A) NCISRA SAN DIEGO ROI (INTERIM) /12OCT12

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS John C Stennis (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS John C Stennis between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop.

NARRATIVE

1. This reactive investigation was initiated pursuant to a suspected violation of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice.

2. This investigation was transferred to CNGL from SWND pending the transfer of (b)(6), (b)(7)(C) to U.S. Navy Recruiting District Chicago. DoD Employee Interactive Data System (DEIDS), and Military Locator System (MLS) were both checked and showed (b)(6), (b)(7)(C) is currently located at NAS Meridian MS. MLS further showed (b)(6), (b)(7)(C) checked into NAS Meridian on 22Oct12. NAS Meridian was contacted and confirmed (b)(6), (b)(7)(C) is attached to their command. This case is transferred to NCISRU Meridian (CNMJ).

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06NOV12

SUBJ: (b)(6), (b)(7)(C) PO2 USN

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

ACTION

R.CNMJ: Assume Case Control

DISTRIBUTION

NCISHQ: 0023 (E)

ACTION: CNMJ (E)

INFO: CNGL/CNMJ/CNFO (E)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

26OCT12

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/STU NAVCRUITCOM ORU PNCLA FL/41466

MADE AT/CNGL/RESIDENT AGENCY GREAT LAKES (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA SAN DIEGO ROI (INTERIM) /12OCT12/12OCT12
- (B) NCISRA GREAT LAKES ROI (ACTION) /17OCT12/17OCT12

NARRATIVE

1. CNGL is in receipt of Reference (A), and acknowledges transfer of case control from SWND to CNGL. Subsequent to the transmission of Reference (B), the case file was received by CNGL.

DISTRIBUTION

NCISHQ: 0023 (E)

INFO: SWND (E) /CNFO (E) /CNGL (E).

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

17OCT12

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/STU NAVCRUITCOM ORU PNCLA FL/41466

MADE AT/CNGL/RESIDENT AGENCY GREAT LAKES/ (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) 10SEP12-SWND-0589-8FNA/T/12OCT12

NARRATIVE

1. CNGL is in receipt of Reference (A), and acknowledges transfer of case control from SWND to CNGL, pending receipt of case file.

ACTION

SWND: Case transfer accepted pending receipt of case file. Please mail hard copy case file to CNGL.

DISTRIBUTION

NCISHQ: 0023 (E)

ACTION: SWND (E)

INFO: CNFO (E)/CNGL (E)/SWND (E)

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X - 10/17

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CHANGE)

16OCT12

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

COMMAND/STU NAVCRUITCOM ORU PNCLA FL/41466

MADE AT/SWFO/SOUTHWEST FIELD OFFICE (b)(6), (b)(7)(C) INVESTIGATOR

REFERENCE(S)

(A) 10SEP12-SWND-0589-8FNA/T/12OCT12

NARRATIVE

1. Subsequent to the transmission of Reference (A), it was noticed that the Person Status Entry and Status Identifier Codes were incorrect for (b)(6), (b)(7)(C)

ACTION

0023: Please pen and ink to reflect the corrected header information for

(b)(6),
(b)(7)(C)

DISTRIBUTION

NCISHQ: 0023

ACTION: 0023

INFO: SWFO/CNFO/SWND

FOR OFFICIAL USE (b)(6), (b)(7)(C)
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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

12OCT12

RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA/T

✓ (b)(6), (b)(7)(C)

COMMAND/STU NAVCRUITCOM ORU PNCLA FL/41466

MADE AT/SWND/RESIDENT AGENCY SAN DIEGO (b)(6), (b)(7)(C) INVESTIGATOR

EXHIBIT(S)

- (1) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C)
- (2) IA: REVIEW OF INVESTIGATIVE REPORT #12218400008/22JAN12

EXECUTIVE SUMMARY

1. On 28Aug12, NCISFO Southwest was notified that an unidentified female sailor assigned to the USS John C Stennis (CVN 74) reported she was sexually assaulted. This information was obtained from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), Naval Base San Diego (NBSD). The sailor, identified as (b)(6), (b)(7)(C) was interviewed by NCIS and reported three (3) sexual assaults that allegedly occurred aboard the USS John C Stennis between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). The first alleged incident occurred when (b)(6), (b)(7)(C) forcibly shoved (b)(6), (b)(7)(C) against the wall and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred when (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred when (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. In all three cases (b)(6), (b)(7)(C) physically resisted by struggling with (b)(6), (b)(7)(C) and repeatedly telling him to stop.

NARRATIVE

1. This reactive investigation was initiated pursuant to a suspected violation of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice.
2. On 28Aug12, (b)(6), (b)(7)(C) CIV, SARC, NBSD, advised RI (b)(6), (b)(7)(C) was receiving treatment at the Substance Abuse Rehabilitation Program (SARP) facility at Naval Base Point Loma (NBPL) and that (b)(6), (b)(7)(C) did not wish to participate in any investigation conducted by NCIS or any law enforcement agency.
3. On 29Aug12, RI telephonically contacted AZ1 (b)(6), (b)(7)(C) USN, (b)(6), (b)(7)(C) Victim Advocate (VA) and arranged a meeting with (b)(6), (b)(7)(C).

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SUBJ: (b)(6), (b)(7)(C) UNK

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

4. On 30Aug12, RI met with (b)(6), (b)(7)(C) and the VA at the SARP treatment facility, NBPL. RI confirmed with (b)(6), (b)(7)(C) that she did not want to provide a statement. RI obtained biographical data from (b)(6), (b)(7)(C) and provided her with a DD-2701 Form, Initial Information for Victims and Witnesses of a Crime. RI explained the importance of reporting the crime of sexual assault and offered to explain the investigative process and answer any questions she may have. In addition, (b)(6), (b)(7)(C) was advised she would be given at least twenty-four hours to reconsider her decision and encouraged (b)(6), (b)(7)(C) to participate in the investigation. At the conclusion of the meeting, (b)(6), (b)(7)(C) changed her decision and stated she will participate in the investigative process and was willing to provide information in a formal interview; however, a formal interview could not be conducted due to a lack of privacy at the treatment facility. (b)(6), (b)(7)(C) stated she could meet on 04Sep12 for an interview.

5. On 04Sep12, RI interviewed (b)(6), (b)(7)(C) in a private room located in Building 500, SARP, NBPL, to obtain her statement. VA (b)(6), (b)(7)(C) was present. The interview was audio recorded. (b)(6), (b)(7)(C) reported three (3) sexual assaults occurred aboard the USS John C Stennis between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C). According to (b)(6), (b)(7)(C) the first alleged sexual assault occurred sometime in August 2011 after departing from Malaysia. (b)(6), (b)(7)(C) cornered (b)(6), (b)(7)(C) in a small room aboard the ship and forcibly unzipped her coveralls. (b)(6), (b)(7)(C) struggled to push (b)(6), (b)(7)(C) away as he forced his hand under (b)(6), (b)(7)(C) underwear and rubbed (b)(6), (b)(7)(C) vaginal area with his fingers. (b)(6), (b)(7)(C) forcibly turned (b)(6), (b)(7)(C) around then slammed her up against the wall. (b)(6), (b)(7)(C) then forcibly removed (b)(6), (b)(7)(C) underwear and had nonconsensual penile-vaginal sexual intercourse. The second alleged sexual assault occurred sometime in October 2011 while in port in Bahrain. At around midnight, (b)(6), (b)(7)(C) was walking to her room aboard the ship when she saw (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly removed her pants. As (b)(6), (b)(7)(C) fought with (b)(6), (b)(7)(C) her head hit the ground causing her to become dizzy. (b)(6), (b)(7)(C) then forcibly had nonconsensual penile-vaginal sexual intercourse. The third alleged sexual assault occurred around November 2011 aboard the ship just below the flight deck. (b)(6), (b)(7)(C) grabbed (b)(6), (b)(7)(C) then forcibly unzipped her coveralls. (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) to stop and attempted to push him away. As (b)(6), (b)(7)(C) struggled with (b)(6), (b)(7)(C), she told him she was on her menstrual cycle. (b)(6), (b)(7)(C) acknowledged her statement then forcibly had nonconsensual penile-anal sexual intercourse. (b)(6), (b)(7)(C) attempted to scream for help but (b)(6), (b)(7)(C) covered (b)(6), (b)(7)(C) mouth with his hand. When (b)(6), (b)(7)(C) tried to push (b)(6), (b)(7)(C) away, (b)(6), (b)(7)(C) grabbed (b)(6), (b)(7)(C) hair and slammed her head against the ground. Exhibit (1) pertains.

6. The result of the background check on (b)(6), (b)(7)(C) revealed he was investigated for sexual assault aboard the USS John C Stennis in January 2012. On 14Sep12, SAA (b)(6), (b)(7)(C) USS John C Stennis forwarded a copy of the investigation to RI. Review of the investigative report reveals ABE3 (b)(6), (b)(7)(C) reported to ship security that (b)(6), (b)(7)(C) pulled her behind a load center and started touching her crotch area while trying to kiss her even

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12OCT12

SUBJ: (b)(6), (b)(7)(C) UNK

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

though she attempted to pull away and told him to stop several times (b)(6), (b)(7)(C) was interviewed and invoked his rights to remain silent. On 03Feb12, (b)(6), (b)(7)(C) received an Administrative Counseling and Warning. Exhibit (2) pertains.

7. (b)(6), (b)(7)(C) have both been transferred from USS John C Stennis. (b)(6), (b)(7)(C) was transferred to U.S. Navy Recruiting Orientation Unit, Pensacola, Florida and then is scheduled to be assigned to Navy Recruiting District Chicago, IL on 22Oct12. (b)(6), (b)(7)(C) request for an expedited transfer from USS John C Stennis was approved and she was transferred to ARDM-5 Personnel Support Detachment Point Loma, San Diego, CA.

8. On 11Oct12, RI telephonically contacted (b)(6), (b)(7)(C) to provide an update on the investigation and also to check on her welfare. (b)(6), (b)(7)(C) was doing well. To her knowledge (b)(6), (b)(7)(C) has not tried contacting her since she left rehab on 11Sep12.

9. Due to the transfer of (b)(6), (b)(7)(C) to U.S. Navy Recruiting District Chicago, this case is being transferred to NCISRA Central Great Lakes.

ACTION

R.CNGL: Case control transferred to CNGL

DISTRIBUTION

ACTION: CNGL

INFO: SWFO/CNFO

FOR OFFICIAL USE (b)(6), (b)(7)(C)
PAGE 3 LAST LNN

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

06SEP12

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C)

1. On 04Sep12, Reporting Investigator (RI) interviewed (b)(6), (b)(7)(C) in a private room at Naval Base Point Loma, Building 500-Substance Abuse Rehabilitation Program (SARP) facility. Victim Advocate (VA) AZ1 (b)(6), (b)(7)(C) USN was present. The interview was audio recorded.
2. As background, (b)(6), (b)(7)(C) reported three (3) sexual assaults that allegedly occurred aboard the USS John C Stennis (CVN 74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) initially appeared uneasy and reluctant to talk about the sexual assaults; however, gradually, she began to open up and reveal the details of the sexual assaults. It was very apparent (b)(6), (b)(7)(C) was traumatized.
3. (b)(6), (b)(7)(C) first met (b)(6), (b)(7)(C) around April 2011 when she first arrived to the USS John C Stennis. (b)(6), (b)(7)(C) stated they became "really close friends" and "hung out on a regular basis." Shortly after their friendship began, (b)(6), (b)(7)(C) initiated a romantic relationship. (b)(6), (b)(7)(C) said they started dating which ultimately included consensual sexual intercourse.
4. Then around June 2011, (b)(6), (b)(7)(C) broke off the relationship with (b)(6), (b)(7)(C) because (b)(6), (b)(7)(C) started dating his former girlfriend, ABE3 (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, USS John C Stennis. (b)(6), (b)(7)(C) confronted (b)(6), (b)(7)(C) aboard the USS John C Stennis and told her to stay away from (b)(6), (b)(7)(C) didn't want any trouble so she broke off the romantic part of the relationship, however, was willing to remain friends with (b)(6), (b)(7)(C) wanted to continue having sex with (b)(6), (b)(7)(C) even as friends. (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) she did not want to have any sexual involvement.
5. (b)(6), (b)(7)(C) discovered (b)(6), (b)(7)(C) was not only dating (b)(6), (b)(7)(C) but was involved with another girl. She did not know her name.
6. Even though (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) she did not want to have a romantic relationship with him, (b)(6), (b)(7)(C) insisted in having casual sex with (b)(6), (b)(7)(C) and would call her constantly. It was shortly after that the first alleged sexual assault occurred.
7. (b)(6), (b)(7)(C) said the first incident occurred on the USS John C Stennis. It occurred around August 2011 after departing from Malaysia. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were on duty. (b)(6), (b)(7)(C) was walking in an area known as "3's Panel"

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Exhibit ()

SUBJ: (b)(6), (b)(7)(C) /UNK

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and saw (b)(6), (b)(7)(C) playfully grabbed (b)(6), (b)(7)(C) clipboard that contained her logs. (b)(6), (b)(7)(C) attempted to grab the logs back but (b)(6), (b)(7)(C) walked away and went into a room known as "3's warm up room." (b)(6), (b)(7)(C) described the room as a small area designated only for machinist mates. Because it was still a playful situation, (b)(6), (b)(7)(C) followed (b)(6), (b)(7)(C) into the room to get her clipboard back. Once inside the room, (b)(6), (b)(7)(C) closed the door and prevented (b)(6), (b)(7)(C) from leaving by blocking the door with his body. No one else was inside the room. (b)(6), (b)(7)(C) started talking to (b)(6), (b)(7)(C) about getting back together as a couple. (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) "No" because he was still involved with (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) she was over reacting. (b)(6), (b)(7)(C) reached for her clipboard and wanted to leave. (b)(6), (b)(7)(C) shoved his body against (b)(6), (b)(7)(C) to prevent her from leaving and told (b)(6), (b)(7)(C) he wanted to have sex. (b)(6), (b)(7)(C) said "No" and attempted to push (b)(6), (b)(7)(C) away. (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) to stop fighting it. It was then (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) against the wall and forcefully unzipped (b)(6), (b)(7)(C) coveralls completely down to her waist. (b)(6), (b)(7)(C) struggled to get away and told (b)(6), (b)(7)(C) to "Stop" several times but (b)(6), (b)(7)(C) continued his attack. (b)(6), (b)(7)(C) forcibly slid one of his hands under (b)(6), (b)(7)(C) underwear and rubbed (b)(6), (b)(7)(C) vaginal area with his fingers. (b)(6), (b)(7)(C) said "please stop" and attempted to push his hand away. (b)(6), (b)(7)(C) said, "I didn't know how to escape. I just froze." (b)(6), (b)(7)(C) said she "punched" (b)(6), (b)(7)(C) in the stomach a couple of times. (b)(6), (b)(7)(C) responded by saying, "I know you want this." (b)(6), (b)(7)(C) said she was scared but rationalized the danger by thinking (b)(6), (b)(7)(C) really cared for her and he would not hurt her. (b)(6), (b)(7)(C) also said she couldn't think straight and she was not mentally prepared for this. (b)(6), (b)(7)(C) said (b)(6), (b)(7)(C) started to become more forceful. (b)(6), (b)(7)(C) "slammed" against the wall, turned her around, removed her underwear and "took it from the back." (b)(6), (b)(7)(C) said (b)(6), (b)(7)(C) inserted his erect penis into her vagina and forcibly had nonconsensual penile-vaginal intercourse. (b)(6), (b)(7)(C) said she continued to resist but was unable to push (b)(6), (b)(7)(C) away. During the sexual assault, (b)(6), (b)(7)(C) was thinking how to escape but also her mind went "blank". (b)(6), (b)(7)(C) according to (b)(6), (b)(7)(C) ejaculated and said "I hope you're pregnant." After the sexual assault, (b)(6), (b)(7)(C) left the room and (b)(6), (b)(7)(C) remained in the room crying and shaking.

8. (b)(6), (b)(7)(C) became angry at herself for allowing the rape to happen. (b)(6), (b)(7)(C) felt guilty for not fighting harder and was angry at herself. (b)(6), (b)(7)(C) said she thought she had to "give in" and felt like she was going to get in trouble for being in the room in the first place. This is why she didn't report it. (b)(6), (b)(7)(C) went back to work and did not tell anyone about the rape because she was ashamed. (b)(6), (b)(7)(C) did not see (b)(6), (b)(7)(C) the rest of that day. (b)(6), (b)(7)(C) suffered a bruise on her forearm when (b)(6), (b)(7)(C) shoved her into a valve. No alcoholic beverages were involved, no weapons were used, no drugs were involved and (b)(6), (b)(7)(C) did not use a condom.

9. (b)(6), (b)(7)(C) saw (b)(6), (b)(7)(C) every day after the attack but she attempted to avoid him. She would not make eye contact with him or talk to him for about two weeks. (b)(6), (b)(7)(C) said she was trying to keep her guard up, but (b)(6), (b)(7)(C) is really good at talking and making her feel comfortable. (b)(6), (b)(7)(C) said, "He is very good at manipulating me". About two weeks after the sexual assault,

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SUBJ: (b)(6), (b)(7)(C) /UNK

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(b)(6), (b)(7)(C) said she started rationalizing why he raped her and thought maybe he really cares about her so she started talking to him again.

10. (b)(6), (b)(7)(C) said the second incident occurred around October 2011 on the ship while at port in Bahrain. Prior to the second sexual assault, (b)(6), (b)(7)(C) was off duty. She was headed to the "Sandbox" off the ship to be with friends. She asked (b)(6), (b)(7)(C) if he wanted to join her but he said no. (b)(6), (b)(7)(C) left to join other friends. (b)(6), (b)(7)(C) along with her friends were consuming beer. Then around midnight she went back to the ship. She was walking to her room to go to sleep when she saw (b)(6), (b)(7)(C) said "I was pretty drunk." (b)(6), (b)(7)(C) said he wanted to talk and apologize for what he did to her. (b)(6), (b)(7)(C) agreed to talk. They walked to a secluded space called the "Bubble". (b)(6), (b)(7)(C) said she thought it would be safe there because rovers walk through that area and it was not that secluded. (b)(6), (b)(7)(C) told her he cared about her and (b)(6), (b)(7)(C) said she fell for it. (b)(6), (b)(7)(C) wanted to have sex and (b)(6), (b)(7)(C) did not. When she started to walk away, (b)(6), (b)(7)(C) shoved (b)(6), (b)(7)(C) against the wall then pushed her down to the ground. (b)(6), (b)(7)(C) straddled over (b)(6), (b)(7)(C) holding her down against her will. As (b)(6), (b)(7)(C) resisted verbally and physically, (b)(6), (b)(7)(C) forcibly attempted to remove her pants. (b)(6), (b)(7)(C) said, "No, I don't want to do this." (b)(6), (b)(7)(C) was able to remove one pant leg as he held (b)(6), (b)(7)(C) down. As (b)(6), (b)(7)(C) continued to resist, (b)(6), (b)(7)(C) struck (b)(6), (b)(7)(C) in the eye with his hand. (b)(6), (b)(7)(C) head hit the ground and she became "dizzy" and then sort of blacked out. (b)(6), (b)(7)(C) said (b)(6), (b)(7)(C) was saying disgusting and disrespectful things to her during the assault like "whore" and "bitch". (b)(6), (b)(7)(C) said (b)(6), (b)(7)(C) forcibly inserted erect his penis into her vagina and began having nonconsensual penile-vaginal intercourse. (b)(6), (b)(7)(C) said she doesn't remember much about what happened after the sexual assault. (b)(6), (b)(7)(C) admits she was intoxicated but remembers most of the attack. On a scale of 1 to 10, ten being totally drunk, (b)(6), (b)(7)(C) said she was about a 6. (b)(6), (b)(7)(C) said she was drinking beer and had one mixed drink. (b)(6), (b)(7)(C) said she believes (b)(6), (b)(7)(C) may have been consuming alcoholic beverages but is unsure. He did not appear "drunk." (b)(6), (b)(7)(C) said she remembers (b)(6), (b)(7)(C) did not use a condom and no weapons were used. (b)(6), (b)(7)(C) believes (b)(6), (b)(7)(C) ejaculated. (b)(6), (b)(7)(C) did not report the rape.

11. (b)(6), (b)(7)(C) said the third sexual assault occurred around November 2011 on the ship just below the flight deck near a catwalk. (b)(6), (b)(7)(C) said he wanted to talk about something important on the flight deck. (b)(6), (b)(7)(C) said she would be safe on the flight deck so she agreed to go with him. As they were walking (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) his girlfriend was pregnant and she wanted an abortion. (b)(6), (b)(7)(C) said (b)(6), (b)(7)(C) was the father and he appeared upset. As they continued walking toward the flight deck, one level below, (b)(6), (b)(7)(C) stopped walking, turned toward (b)(6), (b)(7)(C) and started unzipping (b)(6), (b)(7)(C) coveralls. (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) "No, I don't want to" and attempted to push him away. (b)(6), (b)(7)(C) ignored her demands to stop and continued unzipping her coveralls. (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) "I'm on my period" thinking this may deter (b)(6), (b)(7)(C) said, "That's okay." (b)(6), (b)(7)(C) continued to tell (b)(6), (b)(7)(C) she did not want to have sex. (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and turned her over so that she would be face down. After forcibly removing her

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SUBJ: (b)(6), (b)(7)(C) /UNK

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clothes, (b)(6), (b)(7)(C) forcibly inserted his erect penis into her anus. (b)(6), (b)(7)(C) said the more she resisted the more he kept "pushing further and further." When (b)(6), (b)(7)(C) screamed, (b)(6), (b)(7)(C) covered (b)(6), (b)(7)(C) mouth with his hand to prevent her from screaming. (b)(6), (b)(7)(C) bit (b)(6), (b)(7)(C) fingers and attempted to punch his ribs hoping he would stop his attack. When that didn't work, (b)(6), (b)(7)(C) tried to push (b)(6), (b)(7)(C) off but he was too strong. As (b)(6), (b)(7)(C) continued struggling, (b)(6), (b)(7)(C) grabbed her hair. (b)(6), (b)(7)(C) said he "slammed my head against the floor." It was at that point all she could do was wait for it to end. When (b)(6), (b)(7)(C) finally stopped he got up and walked away. (b)(6), (b)(7)(C) started crying. She said she got up could hardly walk because she was in pain. (b)(6), (b)(7)(C) said she has never had anal sex before and she would never let anyone do that to her. (b)(6), (b)(7)(C) said she felt "violated" because this is not "normal sex." (b)(6), (b)(7)(C) said she felt helpless, broken down and felt "Like Shit." (b)(6), (b)(7)(C) did not tell anyone about this rape. (b)(6), (b)(7)(C) said no intoxicating beverages were involved, no drugs were involved and no weapons were used. (b)(6), (b)(7)(C) said (b)(6), (b)(7)(C) did not use a condom and ejaculated.

12. After revealing the three (3) sexual assaults, (b)(6), (b)(7)(C) said she has continued having penile-vaginal intercourse with (b)(6), (b)(7)(C) because she has just given up telling him no and she is tired of resisting. (b)(6), (b)(7)(C) stressed what happened to her after the third rape when (b)(6), (b)(7)(C) inserted his penis into her anus, "It was like it didn't matter anymore."

13. The very last time (b)(6), (b)(7)(C) had sexual intercourse with (b)(6), (b)(7)(C) was just before she went on leave in July 2012. (b)(6), (b)(7)(C) said it was not consensual but (b)(6), (b)(7)(C) doesn't take no for an answer and he pushes sex on her. Rather than fighting it she just doesn't resist verbally or physically anymore.

14. According to (b)(6), (b)(7)(C) has threatened to harm her by stating, "I'll beat your ass." (b)(6), (b)(7)(C) gave the following example. (b)(6), (b)(7)(C) mentioned the word rape to (b)(6), (b)(7)(C) one time and (b)(6), (b)(7)(C) became very angry. He told her never to use that word again or he'll beat her ass.

15. (b)(6), (b)(7)(C) estimated they have had sexual intercourse about once every two weeks since the third assault.

16. (b)(6), (b)(7)(C) said she is now afraid of (b)(6), (b)(7)(C) because she heard there was another female sailor that reported (b)(6), (b)(7)(C) sexually assaulted her and rumor had it (b)(6), (b)(7)(C) was going to have "people kick her ass" and cause damage to her car. (b)(6), (b)(7)(C) said the other female who reported the sexual assault is only known as (b)(6), (b)(7)(C) (unknown spelling). (b)(6), (b)(7)(C) is also assigned to the USS John C Stennis. (b)(6), (b)(7)(C) believes (b)(6), (b)(7)(C) reported the sexual assault around December 2011 or January 2012. (b)(6), (b)(7)(C) just heard people on the ship talking about it. (b)(6), (b)(7)(C) does not know (b)(6), (b)(7)(C)

17. (b)(6), (b)(7)(C) said (b)(6), (b)(7)(C) has not confronted her since the first time they talked.

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SUBJ: (b)(6), (b)(7)(C) /UNK

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18. (b)(6), (b)(7)(C) describes (b)(6), (b)(7)(C) as follows: A (b)(6), (b)(7)(C) male, about (b)(6), (b)(7)(C) medium average build, (b)(6), (b)(7)(C) eyes and believes he is around (b)(6), (b)(7)(C) years of age. He has tattoos and the

19. (b)(6), (b)(7)(C) knows (b)(6), (b)(7)(C) is in rehab in San Diego. He has attempted to contact her by calling her cell phone. They are friends on Facebook.

20. The first time (b)(6), (b)(7)(C) told someone about the sexual assault(s) was during her therapy at rehab. (b)(6), (b)(7)(C) said she did not want to report the attacks because she thought "they wouldn't go anywhere." When asked to explain, (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) their entire relationship was complicated, she has had consensual sexual intercourse with (b)(6), (b)(7)(C) in the beginning, she did not want others on the ship to know about the sexual assaults and because of all the above, she did not think anyone would consider her raped or sexually assaulted.

21. (b)(6), (b)(7)(C) changed her decision to report it because of the support she received from therapy, the support she received from her VA and NCIS explaining the investigative process. (b)(6), (b)(7)(C) said, "When you told me spouses can be victims of rape, I decided then to report it to you. I don't want him to do this to other girls."

22. (b)(6), (b)(7)(C) said she thought she was in love with (b)(6), (b)(7)(C) and this contributed to her allowing this to happen. She understands now she is a victim and no longer wants to see or talk to (b)(6), (b)(7)(C)

23. This is not (b)(6), (b)(7)(C) first experience with penile-vaginal intercourse. (b)(6), (b)(7)(C) was in a sexual relationship with a former boyfriend before meeting (b)(6), (b)(7)(C)

24. Prior to coming to San Diego, CA, (b)(6), (b)(7)(C) sought medical treatment when she went home on leave in Wyoming. (b)(6), (b)(7)(C) did not know the name of medical facility but said her aunt living in Wyoming has information on the facility and doctor. (b)(6), (b)(7)(C) said she went in for a wellness examination. Her results found her in good health and not pregnant.

REPORTED BY: Investigator
OFFICE: RESIDENT AGENCY SAN DIEGO

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

18SEP12

CONTROL: 10SEP12-SWND-0589-8FNA/T

(b)(6), (b)(7)(C)

REVIEW OF INVESTIGATIVE REPORT #12218400008/22JAN12

1. Consolidated Law Enforcement Operations Center (CLEOC) background check revealed (b)(6), (b)(7)(C) was investigated by his command while on board the USS John C Stennis (CVN 74) for suspected violation of Article 120 (Aggravated Sexual Contact Using Force) of the Uniform Code of Military Justice in January 2012. The Case Control Number is: 22Jan12-21847-0008-10X.

2. On 13Sep12, RI contacted Special Agent Afloat (SAA) (b)(6), (b)(7)(C) USS John C Stennis and requested a copy of the investigation.

3. On 14Sep12, SAA (b)(6), (b)(7)(C) forwarded a copy of the investigation to RI. Report #122184700008, dated 22Jan12, was prepared by MA2 (b)(6), (b)(7)(C) USN, Watch Commander, Security, USS John C Stennis. Review of the investigation reveals ABE3 (b)(6), (b)(7)(C) USN, reported an allegation of sexual assault against (b)(6), (b)(7)(C) to MA1 (b)(6), (b)(7)(C) alleged that on or about 01Aug11, (b)(6), (b)(7)(C) pulled her and attempted to hug her. (b)(6), (b)(7)(C) was shocked because she didn't know him. Over the course of the deployment, (b)(6), (b)(7)(C) made her feel uncomfortable with his behavior towards her. (b)(6), (b)(7)(C) did not report it because (b)(6), (b)(7)(C) had authority over her because of his rank. According to (b)(6), (b)(7)(C) on 15Nov11, (b)(6), (b)(7)(C) pulled her behind a load center and started touching her crotch area while trying to kiss her even though she attempted to pull away and told him to stop several times. (b)(6), (b)(7)(C) told her husband about (b)(6), (b)(7)(C) husband alerted (b)(6), (b)(7)(C) LPO and Chief. According to (b)(6), (b)(7)(C) her LPO (ABE1 (b)(6), (b)(7)(C) and Chief (ABEC2 (b)(6), (b)(7)(C) became angry at (b)(6), (b)(7)(C) for reporting the incident. (b)(6), (b)(7)(C) felt as if they were defending (b)(6), (b)(7)(C).

4. (b)(6), (b)(7)(C) eventually reported (b)(6), (b)(7)(C) behavior to ship security because it started to affect her marriage.

5. (b)(6), (b)(7)(C) was interviewed by MA2 (b)(6), (b)(7)(C) USN, and advised of his Article 31b Military Suspect's Acknowledgement and Waiver of Rights. (b)(6), (b)(7)(C) invoked his right to remain silent.

6. Upon completion of the investigation, (b)(6), (b)(7)(C) received Administrative Counseling and Warning; (Page 13) from his command, dated 03Feb12. Included with the counseling and warning, an MPO was issued to (b)(6), (b)(7)(C) not to contact (b)(6), (b)(7)(C). Enclosure (A) pertains.

ENCLOSURE (S)

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000065

Exhibit (2)

SUBJ: (b)(6), (b)(7)(C) /UNK

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

(A) Investigative Report #122184700008

REPORTED BY: (b)(6), (b)(7)(C) Investigator
OFFICE: RESIDENT AGENCY SAN DIEGO

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PAGE 2 LAST (b)(6), (b)(7)(C) LNN

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(b)(6), (b)(7)(C)

/ABE2 USN

10SEP12-SWND-0589-8FNA

U.S. NAVY**Criminal Investigative Service**

REPORT OF INVESTIGATION (CLOSED)

22JAN12

SEXUAL ASSAULT

CONTROL: 22JAN12-21847-0008-10X

(b)(6), (b)(7)(C)

COMMAND/NON-DOD INTEREST//

MADE BY/B. WEANT, WATCH COMMANDER, USS JOHN C. STENNIS (CVN 74),

STATUTES

(1) ARTICLE 120 - UCMJ AGGRAVATED SEXUAL CONTACT USING FORCE

PARTICIPATING INVESTIGATOR(S)

(b)(6), (b)(7)(C)

SECURITY DEPARTMENT, USS JOHN C. STENNIS
OPERATIONS LPO, USS JOHN C STENNIS (CVN 74),

U.S. NAVY

Criminal Investigation Division

REPORT OF INVESTIGATION (CLOSED)

22JAN12

SEXUAL ASSAULT

CONTROL: 122184700008

(b)(6), (b)(7)(C)

COMMAND/NON-DOD INTEREST//

MADE BY (b)(6), (b)(7)(C) WATCH COMMANDER, USS JOHN C STENNIS (CVN 74),

CASE SUMMARY

Origin:

At approximately 1620 ABE3 (b)(6), (b)(7)(C) (Victim) reported to the Security Office and spoke with MA1 (b)(6), (b)(7)(C) (Security). (b)(6), (b)(7)(C) wanted to report that she has been having a problem with ABE2 (b)(6), (b)(7)(C) (Suspect). (b)(6), (b)(7)(C) stated that she had been touched inappropriately by (b)(6), (b)(7)(C) and even after she told him to stop it continued, which made her want to report the situation to Security.

Narrative:

At approximately 1620 (b)(6), (b)(7)(C) provided a voluntary statement to MA1 (b)(6), (b)(7)(C) stated that over the course of deployment (b)(6), (b)(7)(C) has acted inappropriately which has made her uncomfortable in his presence. (b)(6), (b)(7)(C) stated she was afraid to say anything because (b)(6), (b)(7)(C) was of higher rank and more qualified than she was. (b)(6), (b)(7)(C) stated on or about 15NOV2011 she and (b)(6), (b)(7)(C) were alone in their workspace while everyone else was manned on the flight deck. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) has attempted to kiss her and would ask her for a dip and if she wouldn't give her one he would reach into her back pocket and take it. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) pulled her behind a load center and started touching her crotch area while trying to kiss her, while she was telling him to stop and trying to pull away. (b)(6), (b)(7)(C) stated the most recent incident occurred on 15JAN2012 when (b)(6), (b)(7)(C) attempted to take her dip from her pocket, she told him to stop and that he was being rough, all of which was witnessed by ABEAR (b)(6), (b)(7)(C) (Witness). (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) would keep her on the engine on his catapult and would do these things whenever they were left alone. (b)(6), (b)(7)(C) stated she told her husband about the problems which made him want to talk to his chain of command to have them say something, which angered her LPO and Chief. (b)(6), (b)(7)(C) stated her chain of command spoke with her about this issue and asked why she was telling her husband if she knew he was going to get upset. (b)(6), (b)(7)(C) stated that she felt her chain of command was taking (b)(6), (b)(7)(C) side on the issue in order to protect him which is way she spoke with ABE2 (b)(6), (b)(7)(C) (Witness) and asked him not to tell anyone because she didn't want her chain of command to get angry with her. (b)(6), (b)(7)(C) stated she spoke to (b)(6), (b)(7)(C) and told him that her husband wanted everything to stop or he would contact the command to report it, to which (b)(6), (b)(7)(C) just shrugged and laughed. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) then started spreading rumors about her having a relationship with ABE3 (b)(6), (b)(7)(C) who works in the same work center. (b)(6), (b)(7)(C) stated on or about 10JAN2012 her LPO (ABE1 (b)(6), (b)(7)(C)) and her CPO (ABEC (b)(6), (b)(7)(C)) spoke with her and told her to stop talking to her husband about this matter or there would be things brought to light about her. (b)(6), (b)(7)(C) stated the reason for her to come forward and report what

(b)(6), (b)(7)(C) ABE2 USN
10SEP12-SWND-0589-8FNA

had been happening was because it had caused problems with her marriage.
(Enclosure 1)

At approximately 1625 (b)(6), (b)(7)(C) was advised of his 31b Rights IAW the UCMJ for Article 120 (Rape, Sexual Assault, and other Sexual Misconduct) which he acknowledged and invoked his right to remain silent.
(Enclosure 2)

At approximately 1200 on 23JAN2012 (b)(6), (b)(7)(C) provided a voluntary statement to MA1 (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) stated on or about 12JAN2012 (b)(6), (b)(7)(C) told him that (b)(6), (b)(7)(C) had reached into her pocket to take her dip can out which greatly disturbed her because of her husband was upset about the situation. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) told him no to say anything because she was afraid she would be reprimanded but to be alert for any other incidents between her and (b)(6), (b)(7)(C) stated he did not see any physical contact between (b)(6), (b)(7)(C) or (b)(6), (b)(7)(C) and didn't know of anyone that had seen it as well. (b)(6), (b)(7)(C) stated he could tell (b)(6), (b)(7)(C) was upset because she was constantly crying and he could tell that something was wrong.
(Enclosure 3)

At approximately 1253 (b)(6), (b)(7)(C) provided a voluntary statement to MA2 (b)(6), (b)(7)(C) (Watch Commander). (b)(6), (b)(7)(C) stated she did recall the incident between (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) on 15JAN2012 when he tried to reach into her left front pocket to grab her dip while in the Control Room. (b)(6), (b)(7)(C) stated she assumed (b)(6), (b)(7)(C) was just playing around with (b)(6), (b)(7)(C) seemed to be uncomfortable with the situation because she was pilling away and had to tell (b)(6), (b)(7)(C) to stop 3-4 times before he would stop. (b)(6), (b)(7)(C) stated she did not see (b)(6), (b)(7)(C) try to kiss (b)(6), (b)(7)(C) but was told by (b)(6), (b)(7)(C) that he had tried to kiss her in the past and being around him made (b)(6), (b)(7)(C) uncomfortable. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) had also told (b)(6), (b)(7)(C) because she tried to tell her chain of command but she said that they didn't believe her and said she was making it up.
(Enclosure 4)

STATUTES

(1) ARTICLE 120 - UCMJ AGGRAVATED SEXUAL CONTACT USING FORCE ON OR AFTER 1 OCT 07

PARTICIPATING INVESTIGATOR(S)

(b)(6), (b)(7)(C) WATCH COMMANDER, USS JOHN C STENNIS (CVN 74),
OPERATIONS LPO, USS JOHN C STENNIS (CVN 74),

Department of the Navy
VOLUNTARY STATEMENT

CCN# 12184700078 ENCLOSURE(01)

1. PLACE: USS John C. Stennis
2. LOCATION: Security Office
1. DATE: 22 JAN 2012
2. TIME: 1620

The following information is for identification purposes only.

SSN: (b)(6), (b)(7)(C) DOB: (b)(6), (b)(7)(C) POB: (b)(6), (b)(7)(C) HEIGHT: WEIGHT: HAIR: EYES: ID
MARKS: ADDRESS: USS John C. Stennis (CVN-74) HOME PHONE: N/A WK PHONE:
COMMAND: USS JOHN C. STENNIS (CVN-74) UIC: 21847 RACE: Ethnicity: Non-Hispanic

I /ABE3/E-4/AIR/V-2/TAD(SUP/S-2 make the following free and voluntary statement to MA1 whom I know to be TRAINING LPO with USS JOHN C STENNIS CVN 74, SECURITY. I make this statement of my own free will and without any threats extended to me. I fully understand that this statement is given concerning my knowledge of ARTICLE 134 and ARTICLE 92.

(Init

(b)(6), (b)(7)(C)

On or about 01AUG11 I was taken out of the catwalk into the bow catapult number two water breaks where ABE2 offered me fruit snacks and then proceeded to grab my hand and pull me into him and hug me. I thought that it was strange considering that I didn't know him yet and brushed it off. Over the course of the deployment similar instances have occurred making me feel uncomfortable in his presence. Him having a higher rank and more authority over me considering that he is more qualified than I am has made me feel scared to try and stand up to him. On or about 15NOV11 ABE2 had me alone in our workspace because he was my panel operator and I was on the rotary engine while everyone else was manned up on the flight deck. He would pull me behind load center and proceed to touch me inappropriately; he grabbed at my crotch area and touched me on my crotch area. He attempted to kiss me, and the whole time he was doing this I was telling him no and pulling away. Things like trying to force me to kiss him or asking me for dip and if I wouldn't give it to him he would take it from me by reaching in my back pocket. These things have been done multiple times. One instance that occurred most recent was on or about 15JAN12 when he proceeded to try and take my dip from my pocket and ABEAN saw this. I told him to stop and that he was being rough with me and he would stop but only to proceed again another day. I felt scared to come forward because I felt like he had so much power in my work center considering that he is fully qualified (more so than my LPO and Chief). He had the power to keep me on the engine on his catapult. That's what he did every time we were alone together. I have been speaking to my husband through out this whole process and he has tried to get his chain of command involved which angered my LPO and Chief. They spoke to me about this and asked me why I was telling my husband these things if I knew that he was going to get so upset. They were very angry with me and made me feel like they were taking ABE2 side and not wanting to hear what I had to say in order to protect ABE2. I spoke to ABE2 about the situation on or about 01JAN12 and asked him not to tell anyone because I was scared that my LPO and Chief would just be more angry with me. I spoke to ABE2 on or about 01JAN12 and told him that my husband was very upset and if he didn't stop messing with me my husband wanted me to report him. ABE2 shrugged and just laughed. ABE2 at this time was spreading rumors about me that I was having a relationship with ABE3 in my work center. My LPO and Chief called people into the office and had a conversation about people in the work center having relationship based on the allegations made by ABE2 without speaking to me about it first. On or about the 10JAN12 my LPO (ABE1 and Chief (ABEC called me into the office again and talked to me and told me to stop telling my husband about ABE2 and that if it continued there would be things brought to light about me. (Init.

Q: Did you report all of the instances that happened to you each time they happened to you to anyone other than ABE2

A: No, because I was too scared. (Init

Q: What made you decide to come forward now and provide a statement? (Init

A: (Init because it started to affect my marriage

Q: Is there anything further that you would like to add to this statement?

A: No. (Init

-----END OF STATEMENT-----

I swear and/or affirm that the contents of this statement are true and correct to the best of my knowledge. I have initialed all corrections or changes and have initialed the bottom of each page of this statement. This statement begins on page # 1 and concludes on page # 2. (Init:

<div>(b)(6), (b)(7)(C)</div> <div>(Signature of Provider)</div> <div>(b)(6), (b)(7)(C) <u>ABE3/E-4</u></div> <div>(Print Name, Rank/Rate, Title)</div>		<div>Subscribed and sworn or affirmed to before me on the <u>26</u> ^{(b)(6), (b)(7)(C)} 27 Day of <u>January</u>, 2012 at <u>1630</u> (Time) <u>AUTHORITY: UCMJ Article 136 (b) (4).</u> <div>(b)(6), (b)(7)(C)</div><div>(Signature of Security Patrolman)</div><div>(b)(6), (b)(7)(C) <u>/MA1/E-6, TRAINING LPO</u></div><div>(Print Name, Rank/Rate, Title)</div></div>
OPNAV 5527/2 – REVISED 19MAR01		CCN: 122184700048
		ENCLOSURE (s/)

SECURITY OFFICE

that I am suspected of ARTICLE 120

Department of the Navy
VOLUNTARY STATEMENT

CCN#

1. PLACE: Security Office
2. LOCATION: 2-121-2-Q
1. DATE: 23JAN2012
2. TIME: 1200

The following information is for identification purposes only.

SSN: (b)(6), (b)(7)(C) DOB: (b)(6), (b)(7)(C) POB: (b)(6), (b)(7)(C) HEIGHT: WEIGHT: HAIR: EYES: ID
MARKS: NONE ADDRESS: HOME PHONE: 619-517-5631 WK PHONE: J-6255
COMMAND: CVN-74 UIC: 21847 RACE: Ethnicity: Non-Hispanic

I, _____ make the following free and voluntary statement to MA1 (b)(6), (b)(7)(C) whom I know to be Training Leading Petty Officer with USS JOHN C STENNIS CVN 74, SECURITY. I make this statement of my own free will and without any threats extended to me. I fully understand that this statement is given concerning my knowledge of violations of UCMJ Articles 92 and 134. (Init)
On or about the 12th of January 2012, ABE3 told me that ABE2 had reached into her pocket to take out a can of dip. She was greatly disturbed by this because her husband was furiously upset. She asked me not to say anything to anyone, in fear that she will be reprimanded and to be alert for more instances. ABE3 also stated that ABE2 had reached into her pocket prior to the 12th of Jan and the dates of these occurrences are unknown to me. (Init)

Q: Did you ever visually see any un warranted physical contact between ABE3 ?

A: No. (Init)

Q: Do you know of anyone who may have observed any un warranted physical contact between ABE3

A: No. (Init)

Q: Did ABE3 tell you about any other unwarranted contact between her and ABE2 ?

A: No. (Init)

Q: What were the signs that made you believe that ABE3 was greatly disturbed by the situation?

A: She was constantly crying and you could just tell that something was wrong. (Init)

Q: Did ABE3 ever tell you about ABE2 grabbing her crotch?

A: No. (Init)

Q: Did you report the incident that ABE3 told you about to your chief ABEC (b)(6), (b)(7)(C)

A: No. (Init)

Q: Is there anything further that you would like to add to this statement?

A: No. (Init)

-----END OF STATEMENT-----

I swear and/or affirm that the contents of this statement are true and correct to the best of my knowledge. I have initialed all corrections or changes and have initialed the bottom of each page of this statement. This statement begins on page # 1 and concludes on page # 1. (Init)

Subscribed and sworn or affirmed to before me on the
23 Day of January, 2012 at 1230

(Time)

AUTHORITY: UCMJ Article 136 (b) (4).

(b)(6), (b)(7)(C)

ABE2/E-5

(Print Name, Rank/Rate, Title)

MA1/ Training Leading Petty Officer

(Print Name, Rank/Rate, Title)

OPNAV 5527/2 - REVISED 19MAR01

CCN: 177184700008

ENCLOSURE (23)

Department of the Navy

VOLUNTARY STATEMENT

CCN#

1. PLACE: USS John C. Stennis Security2. LOCATION: (2-121-2-Q)1. DATE: 24JAN20122. TIME: 1117

The following information is for identification purposes only.

SSN: _____ DOB: _____ POB: _____ HEIGHT: _____ WEIGHT: lbs HAIR: _____ EYES: _____
ID MARKS: N/A ADDRESS: N/A HOME PHONE: N/A CELL PHONE WK PHONE: _____ COMMAND: USS JOHN C STENNIS
UIC: 21847 RACE: _____ ETHNICITY: NON-HISPANIC

I (b)(6), (b)(7)(C) ABEAR/E-1/AIR/V-2/J-6220 make the following free and voluntary statement to MA2 whom I know to be Watch Commander with USS JOHN C STENNIS CVN 74, SECURITY. I make this statement of my own free will and without any threats or promises extended to me. I fully understand that this statement is given concerning my knowledge of Article 120.
(INT _____) On or about January 15th ABE2 _____ was coming in after a man up and put his hand in ABE3 _____ left front pocket. ABE2 _____ was trying to grab the dip can that was in her pocket. ABE3 _____ was in the Control Room, reclined in a chair and ABE2 _____ was telling her to give him her dip, and she screamed "No, Stop!" I assumed ABE2 _____ meant it playfully but ABE3 _____ didn't like him doing that and told him to stop 3 or 4 times while trying to pull away. I could tell she was uncomfortable because she was pulling away from him while telling him to stop. I did not see him try to kiss her, she told me he did. She has mentioned to me several times that he makes her feel uncomfortable. She also told me that she informed ABE2 (b)(6), (b)(7)(C) about the incident, she said she has also tried to tell the ABE1 _____ and ABE3 _____ but they didn't believe her, they said she was making it up. (INT _____)

Q: Have you seen ABE2 _____ grab ABE3 _____ like this any other time?

A: No. (INT _____)

Q: Where was ABE2 _____ grabbing ABE3 _____

A: Just in her front left pocket. (INT _____)

Q: Did it look like ABE2 _____ was trying to grope ABE3 _____ crotch area?

A: No. (INT _____)

Q: Did ABE2 _____ try to grope ABE3 _____ anywhere else?

A: No. (INT _____)

Q: What made ABE2 _____ finally stop?

A: He didn't stop until she grabbed his hand and pulled it out of her pocket. (INT _____)

Q: Have you ever seen ABE2 _____ grab anyone else like this?

A: No. (INT _____)

Q: Have you ever seen ABE2 _____ bother anyone else?

A: Yes, I seen him making fun out of females if they cry about anything.

Q: Do you have anything further to add to this statement?

A: No

-----END OF STATEMENT-----

I swear and/or affirm that the contents of this statement are true and correct to the best of my knowledge. I have initialed all corrections or changes and have initialed the bottom of each page of this statement. This statement begins on page # 1 and concludes on page # 1. (Init: _____)

Subscribed and sworn or affirmed to before me on the
24th Day of JAN at 1203

(Time)

AUTHORITY: UCMJ Article 136 (b) (4).

MA2 _____ MA2 / Watch Commander
(Print Name, Rank/Rate, Title)_____
(S)/ABEAR/E-1/AIR/V-2/J-6220
(Print Name, Rank/Rate, Title)

OPNAV 5527/3 - REVISED 19MAR01

CCN: 122184700008

ENCLOSURE (4)

Pages 75 through 77 redacted for the following reasons:

Pages (75) - (77) of Exhibit (2) are withheld (b)(6), (b)(7)(C)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (OPEN)

10SEP12

✓ RAPE (II)

CONTROL: 10SEP12-SWND-0589-8FNA

(b)(6), (b)(7)(C)

COMMAND/STU NAVCRUITCOM ORU PNCLA FL/41466

MADE AT/SWND/SAN DIEGO CA

INVESTIGATOR

NARRATIVE

1. This reactive investigation was initiated pursuant to a suspected violation of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice.

2. On 28Aug12, NCISFO Southwest was notified by SAA [redacted] USS John C Stennis (CVN 74), that an unidentified female sailor assigned to the USS John C Stennis reported she was sexually assaulted. SA [redacted] obtained this information from a SITREP report dated 24Aug12, initiated by (b)(6), (b)(7)(C), CIV, Sexual Assault Response Coordinator (SARP), Naval Base San Diego.

(b) (6), (b)(7)(C)

3. On 28Aug12, Reporting Investigator (RI) was instructed to contact the victim after obtaining her identity from [redacted]. The victim was identified as MMFN (b)(6), (b)(7)(C). According to [redacted] CIV, Sexual Assault Response Coordinator (SARP) Naval Base San Diego, (b)(6), (b)(7)(C) was receiving treatment at the Substance Abuse Rehabilitation facility (SARP) at Naval Base Point Loma (NBPL). WAGER stated AZ1 [redacted] USN was the assigned Victim Advocate (VA). On 29Aug12, RI telephonically contacted (b)(6), (b)(7)(C) and according to (b)(6), (b)(7)(C) did not wish to participate in any investigation conducted by NCIS or any law enforcement agency. At RI's request, [redacted] facilitated a meeting with RI and (b)(6), (b)(7)(C). The meeting was held on 30Aug12 at the SARP treatment facility NBPL. [redacted] was present at the meeting. RI confirmed with (b)(6), (b)(7)(C) that she did not want to provide a statement. RI obtained biographical data from (b)(6), (b)(7)(C) and provided her with a DD-2701 Form, Initial Information for Victims and Witnesses of a Crime. RI explained the investigative process, answered (b)(6), (b)(7)(C) questions and encouraged (b)(6), (b)(7)(C) to participate in the investigation. In addition, (b)(6), (b)(7)(C) was advised she would be given at least twenty-four hours to reconsider her decision. At the conclusion of the meeting, (b)(6), (b)(7)(C) changed her decision and stated she will participate in the investigative process and was willing to provide information in a formal interview; however, a formal interview could not be conducted due to a lack of privacy at

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PAGE 1

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SUBJ: (b)(6), (b)(7)(C) ABE2 USN

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

the treatment facility. (b)(6), (b)(7)(C) stated she could meet on 04Sep12 for an interview.

4. ON 04Sep12, RI interviewed (b)(6), (b)(7)(C) in a private room located in Building 500, SARP at NBPL. The interview was audio recorded. (b)(6), (b)(7)(C) VA was present. (b)(6), (b)(7)(C) reported three (3) sexual assaults that allegedly occurred aboard the USS John C Stennis (CVN 74) between August 2011 and November 2011. (b)(6), (b)(7)(C) identified the suspect as (b)(6), (b)(7)(C).

5. The first alleged incident occurred sometime in August 2011 after departing from Malaysia. According to (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) cornered her in a small room aboard the ship and forcibly, against her will, unzipped her coveralls. (b)(6), (b)(7)(C) struggled to push (b)(6), (b)(7)(C) away as he forced his hand under (b)(6), (b)(7)(C) underwear and rubbed (b)(6), (b)(7)(C) vaginal area with his fingers. (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) to stop and pushed his hand away. (b)(6), (b)(7)(C) forcibly turned (b)(6), (b)(7)(C) around then slammed her up against the wall. (b)(6), (b)(7)(C) then forcibly removed (b)(6), (b)(7)(C) underwear and had nonconsensual penile-vaginal sexual intercourse. (b)(6), (b)(7)(C) remained in the room crying after (b)(6), (b)(7)(C) left. According to (b)(6), (b)(7)(C), (b)(6), (b)(7)(C) did not use a condom. No alcoholic beverage(s) were consumed by (b)(6), (b)(7)(C) or (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) did not report the incident to anyone.

6. The second alleged sexual assault occurred sometime in October 2011 while at port in Bahrain. (b)(6), (b)(7)(C) was consuming an alcoholic beverage with friends at the "Sandbox" prior to the sexual assault. At around midnight, (b)(6), (b)(7)(C) was walking to her room aboard the ship when she saw (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) walked with (b)(6), (b)(7)(C) to a secluded space on the ship called the "Bubble". (b)(6), (b)(7)(C) pushed (b)(6), (b)(7)(C) down to the ground and forcibly removed her pants. (b)(6), (b)(7)(C) struggled with (b)(6), (b)(7)(C); however, (b)(6), (b)(7)(C) was too strong. As (b)(6), (b)(7)(C) fought with (b)(6), (b)(7)(C), her head hit the ground causing her to become dizzy. (b)(6), (b)(7)(C) then forcibly had nonconsensual penile-vaginal sexual intercourse. (b)(6), (b)(7)(C) did not report the incident to anyone.

7. The third alleged sexual assault occurred around November 2011 aboard the ship just below the flight deck. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were talking when (b)(6), (b)(7)(C) suddenly and forcibly unzipped (b)(6), (b)(7)(C) coveralls. (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) to stop; however, (b)(6), (b)(7)(C) forcibly had nonconsensual penile-anus sexual intercourse. (b)(6), (b)(7)(C) attempted to scream for help but (b)(6), (b)(7)(C) covered (b)(6), (b)(7)(C) mouth with his hand. When (b)(6), (b)(7)(C) tried to push (b)(6), (b)(7)(C) away, (b)(6), (b)(7)(C) grabbed (b)(6), (b)(7)(C) hair and slammed her head against the ground. No alcoholic beverages were consumed by (b)(6), (b)(7)(C) or (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) did not report the incident to anyone.

8. Database checks have been conducted on (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)

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SUBJ: (b)(6), (b)(7)(C) / ABE2 USN

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

utilizing the Automated Regional Justice Information Center (ARJIS), California Justice Information Center (CJIS), National Crime Information Center (NCIC), National and Local Wants and Warrants, Defense Central Index of Investigations (DCII), Joint Personnel Adjudication System (JPAS), Military Locator System (MLS/Navy), Case Information Center (CIS), K-Net, and the Consolidated Law Enforcement Operations Center (CLEOC). Review of CLEOC, Case Control Number 22Jan12-21847-0008-10X, revealed in January 2012 (b)(6), (b)(7)(C) was investigated by his command while on board the USS John C Stennis (CVN 74) for suspected violation of Article 120(b) (Sexual Assault) of the Uniform Code of Military Justice. The victim's name is (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) was also (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) Results of other background checks revealed no pertinent or relevant information.

9. The Official Military Personnel Files for (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) will be reviewed and the results will be reported in separate cover.

10. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) have both been recently transferred from USS John C Stennis (CVN 74). (b)(6), (b)(7)(C) was transferred to U.S. Navy Recruiting Orientation Unit, Pensacola, Florida until mid October 2012. (b)(6), (b)(7)(C) request for an expedited transfer from USS John C Stennis (CVN 74) was approved. (b)(6), (b)(7)(C) will remain at Substance Abuse Rehabilitation facility (SARP) at Naval Base Point Loma (NBPL) until 11Sep12 then transferred to her new command. RI is attempting to verify her new command. Both Commands will be appraised of the status of this investigation once they have been determined and verified. A Military Protective Order is not in place prohibiting contact between (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) at this time.

11. Following the completion of additional investigative activity, this case will be transferred to NCISFO Pensacola, FL. A crime scene examination is pending additional investigative activity.

ACTION

CNPF: Report being furnished for informational purposes of upcoming transfer.

DISTRIBUTION

NCISHQ: 023B

ACTION: CNPF/CNFO (E)

INFO: 002P/SWND/014C/CNPF/CNFO

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PAGE 3 LAST

(b)(6), (b)(7)(C)

V2 LNN

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